

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19839 of 2015

Arising Out of PS.Case No. -28 Year- 2014 Thana -GOVERNMENT OFFICIAL COMP. District-
PURNIA

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1. Kundan Kumar Sah @ Kundan Sah son of rajendra Prasda Sah R/o
village- Birauli Bazar, P.S.- Rupauli, District- Purnea

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan

For the Opposite Party/s : Mr. Smt.Rita Verma (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 09-07-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner apprehends his arrest in connection with C-I
Case No. 28 of 2014 registered for the offences under Sections
2(e) and 3 of Bihar Excise (Mahua Flowers) Rules, 2006 and
Sections 13(a), (f) and 47 (a) of Bihar Excise Act 1915.

Acting on a tip off, raid was conducted in the house of
the petitioner from where 480 Kg Mahua Flower, 80 Kg. Buker
Tablet, 17 kg. Mahua Flower and 7 lt. country made wine was
recovered and the father of the petitioner was arrested whereas the
petitioner succeeded in fleeing away.

Submission is of false implication and that the

petitioner is not residing in that house and, as such, the petitioner having no criminal antecedent deserves sympathetic consideration to which the learned APP opposes by pointing out the alleged recovery.

Considering the alleged recovery from the house of the petitioner, this Court is not persuaded to grant the privilege of pre-arrest bail to the petitioner, accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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