

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46611 of 2016

Arising Out of PS.Case No. -24 Year- 2009 Thana -GOVERNMENT OFFICIAL COMP. District-
BHOJPUR

=====

Umesh Yadav S/o Lallan Yadav R/o Village Bhagwatipur, P.S. Udwant
Nagar, District Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Adv.

For the Opposite Party/s : Mr. Md. Ashlam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 05-12-2016 Heard both sides.

The petitioner apprehends his arrest in Excise Case No.
24/2009 corresponding to Trial no. 876/2015, registered for the
offences punishable under Section 47(A) of the Excise Act.

The police on secret information raided the field of the
petitioner and from there semi-prepared country-made liquor was
recovered.

Learned counsel for the petitioner submits that even the
plot number has not been given in complaint petition. The
informant has to show that the land belongs to the petitioner.
Petitioner could not be held responsible for recovery of any
material from a vacant piece of land, but it appears that the case



was instituted in the year 2009 and the petitioner filed this case for grant of anticipatory bail after about eight years.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below, learned court below shall consider the prayer for regular bail of the petitioner on its own merit and dispose of the bail petition on the same day.

(Prabhat Kumar Jha, J.)

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