

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24203 of 2016

Arising Out of PS.Case No. -32 Year- 2016 Thana -DHANAHAN District-
WESTCHAMPARAN(BETTIAH)

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Harilal Yadav @ Hira Lal Yadav, son of Paro Yadav, resident of Village-
Kathaha, PS Dhanha, District West Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Dr. M.K. Gautam (APP)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 04-08-2016 Heard both sides.

The petitioner apprehends his arrest in Dhanaha
P.S.Case No. 32 of 2016 registered under Sections 272, 273 of the
Indian Penal Code and 47 of Excise Act.

On secret information the informant raided the house of
the petitioner Harilal Yadav and seized 200 litres of spirit. It is
alleged that father of the petitioner and his wife had also
participated in selling the spirit to different persons.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he was not
apprehended on the spot.

The father and wife of the petitioner are said to be
selling spirit but it appears that there is allegation against the

petitioner that he was selling the spirit to different persons and his father and wife were helping him. The petitioner fled away after seeing the police.

Considering the facts and circumstances, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, prayer for anticipatory bail of the petitioner is rejected.

If the petitioner surrenders in the court below, the learned court below shall consider the regular bail application of the petitioner considering that it is the first case against the petitioner and the petitioner has got no criminal antecedent.

(Prabhat Kumar Jha, J)

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