

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18736 of 2017

Arising Out of PS.Case No. -43 Year- 2017 Thana -CHARPOKHARI District- BHOJPUR

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Abhay Kumar @ Bodh Narayan Yadav, son of Baleshwar Singh, resident
of Village Barani P.S. Charpokhari, District- Bhojpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. N.A. Shamsi, Advocate

For the Opposite Party/s : Mr. Satya Nand Shukla, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 08-05-2017

Heard learned counsel for the petitioner.

The petitioner is apprehending his arrest in connection
with Charpokhari P.S. Case No. 43 of 2017 registered for the
offences punishable under Sections 37(B) and 30(A) of Bihar
Prohibition and Excise Act, 2016.

Petitioner is named in the FIR and there is allegation
that two persons were arrested and they disclosed the name of the
petitioner as he is owner of the hotel and behind the hotel some
liquor has been recovered.

It has been submitted on behalf of the petitioner that
nothing has been recovered from the possession of the petitioner
and whatever has been recovered that is not from the hotel, rather
behind the hotel and he has falsely been implicated and he is a



Panchayat representative.

Heard learned APP also, who has opposed the prayer for anticipatory bail of the petitioner.

Having heard both sides and in view of allegation and he is named in the FIR, I am not inclined to grant anticipatory bail to the petitioner, rather petitioner should surrender and make an application for regular bail, which shall be considered by the court below on the basis of above submission and pass appropriate order, preferably on the same day.

Accordingly, this application is disposed of.

(Vinod Kumar Sinha, J)

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