

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6708 of 2017

Arising Out of PS.Case No. -361 Year- 2016 Thana -GIRIYAK District- NALANDA
(BIHARSHARIFF)

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Sunil Chaudhary, Son of Late Arjun Chaudhary Resident of Village-
Durgapur, P.S. Giriak (Pawapuri, O.P.) District Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Uday Prasad

For the Opposite Party/s : Mr. Sri Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 22-02-2017 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Giriak P.S.Case
No. 361/2016 registered for the offences under sections 30, 32, 37
of the Bihar Prohibition and Excise Act, 2016.

The allegation in brief is that 6 liter of country made
liquor prepared locally and 15 liters half prepared country made
liquor was recovered from the Dalan of the petitioner.

Submission is that the recovery is not made from his
Dalan and due to some village politics the petitioner has falsely
been implicated in this case.

The allegation and the seizure list show recovery from the
Dalan of the petitioner and according to Section 76(2) of the
amended Bihar Prohibition and Excise Act, the anticipatory bail is
not maintainable. So, the prayer for anticipatory bail of the



petitioner is rejected.

The petitioner is directed to surrender before the court below and seek regular bail.

(Arun Kumar, J)

Surendra/-

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