

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57571 of 2018

Arising Out of PS.Case No. -66 Year- 2018 Thana -BANKA District- BANKA

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Kailash Prasad Yadav @ Kailash Yadav S/o Mahendra Panjiyara, R/o
Vill.- Mahadeo Kita, P.S.- Mahagama, District- Godda (Jharkhand).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vibhakar Kumar, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks pre-arrest bail in connection with
Banka (Barahat) P.S. Case No. 66 of 2018 registered under
Sections 30(a)(g) and 32(2) of the Bihar Prohibition & Excise Act,
2016.

The allegation against the petitioner is that being the
owner of the Scorpio vehicle, he was indulged in trade of illicit
liquor. On interception, from the vehicle of the petitioner 120
bottles of Royal Stag each containing 750ml liquor was
recovered.

Regard being had to the allegation made in the FIR
as also the provisions prescribed under sub-section (2) of Section
76 of the Bihar Prohibition & Excise Act, 2016, I am not inclined



to grant him pre-arrest bail. Accordingly, the application for grant of pre-arrest bail is rejected.

(Ashwani Kumar Singh, J.)

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