

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4222 of 2019

Arising Out of PS. Case No.-157 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Bhagalpur

Most. Punam Devi, W/o Late Jago Choudhary, Resident of Mohalla-
Deepnagar Thakur Lane, P.S.- Jogsar (O.P.), District-Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anupa Nand Jha, Advocate
For the Opposite Party/s : Md. Iftekhar Mahmood, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 31-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Jogsar O.P. Excise Case No.157 of 2018 registered for the
offence punishable under Sections 30(a) of the Bihar Prohibition
and Excise Act, 2016.

Considering the allegation of recovery of huge
quantity of country-made liquor and Indian made foreign liquor
from the courtyard of the petitioner's house, it cannot be said
that no prima facie case under Section 30(a) of the Excise Act is
made out against the petitioner.

Hence, keeping in mind the provisions prescribed
under sub-section (2) of Section 76 of the Bihar Prohibition and
Excise Act, 2016, I am not inclined to grant him pre-arrest bail.



The application is rejected.

In case, the petitioner surrenders and seeks bail, the same shall be considered on its own merit without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J.)

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