

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11152 of 2019

Arising Out of PS. Case No.-70 Year-2018 Thana- MASHRAK District- Saran

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ALOK KUMAR PANDEY @ ALOCK KR. PANDEY S/o Anil Kumar
Pandey Resident of village-Agauthar, P.S.- Ishuapur, District- Saran, Chapra.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Roy

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 20-05-2019 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in connection with

Masrakh P.S. Case No. 70 of 2018 registered for the offence

punishable under sections 272, 273 of the Indian Penal Code

and sections 30/30(a)/30(c)/38/41/45/47 of the Bihar

Prohibition and Excise Act.

Learned counsel appearing for the petitioner

submits that petitioner has been implicated in this case on

basis of confessional statement of co-accused. Nothing has

been recovered from the conscious possession of this

petitioner. Petitioner is the owner of the vehicle in question.

Petitioner is a man of clean antecedent.



Learned Addl P.P. appearing for the State opposes the prayer for bail and submits that huge quantity of illicit liquor has been recovered from the vehicle of this petitioner and during investigation materials have come showing his involvement in the alleged crime. He, therefore, submits that petitioner does not deserve to be granted the privilege of anticipatory bail.

Considering the nature of allegations levelled, the materials available on record and the submissions advanced on behalf of the parties, this Court does not find it to be a fit case for grant of anticipatory bail to the petitioner. The same is, therefore, rejected.

(Arvind Srivastava, J)

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