

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.7728 of 2019**

Arising Out of PS. Case No.-340 Year-2018 Thana- Brahmpur District- Buxar

Gopal Turha, aged about 30 years (Male), son of Late Ram Pravesh Turha,  
resident of Village - Parshiya, Buxar, P.S.- Brahmpur, Distt.- Buxar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Bachan Jee Ojha, Advocate

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur, APP

**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**

ORAL ORDER

2      11-02-2019                      Heard learned counsel for the petitioner and  
  
learned counsel for the State.

In this case, the petitioner is seeking anticipatory  
bail in connection with Brahmpur (Chhakki) P.S. Case No. 340  
of 2018, registered for the offence punishable under Sections  
30(a) and 41 of the Bihar Prohibition and Excise Act, 2016.

The Police received a secrete information that some  
persons are carrying illegal liquor, in huge quantity, from Uttar  
Pradesh. On that information, the Policy party reached there and  
saw that four to five unknown persons are coming with plastic  
bags. Upon seeing the Police Party, they threw the said plastic  
bags and fled away from there. On search, about 30 liters of  
illegal liquor has been recovered from the said plastic bags.  
Allegation has been made against the petitioner to have  
participated in the said crime.



Looking to the nature of allegation, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected. However, if the petitioner surrenders before the Court below within three weeks from today and prays for regular bail, the Court below will consider the same and pass appropriate order on the same day without being influenced by the order of this Court after verifying the criminal antecedent of the petitioner.

**(Shivaji Pandey, J)**

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