

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13544 of 2019**

Arising Out of PS. Case No.-143 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Banka

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JAYANT KUMAR YADAV S/o Dinesh Yadav Resident of Village-
Kaushalpur, P.S.- Amarpur, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Swapnil Kumar Singh
For the Opposite Party/s : Mr.Syed Mojibur Rahman

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

5 30-04-2019 This application, for grant of anticipatory bail, arises

out of Excise Complaint Case No. 143/18, disclosing offences

under Sections 30(a) of the Bihar Prohibition of Excise Act,

2016.

Allegation as per F.I.R. is that police on information

intercepted a Magic Vehicle and recovered 162 litres of liquor

kept in the specially built up box in the pick up van.

Submission of learned counsel for the petitioner is

that he is owner of the vehicle and the vehicle is being run by its

driver and petitioner has nothing to do with the alleged recovery.

Further he has no criminal antecedent and has falsely been made

accused in this case

Learned counsel for the State opposed the prayer for



bail.

Having heard both sides, considering the facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner should surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, without being prejudiced by this order.

This application is, accordingly, dismissed

(Vinod Kumar Sinha, J)

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