

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 23459 of 2019

Arising Out of P.S. Case No.-215 Year-2018 Thana- SOHSARAI District- Nalanda

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Bhim Singh aged about 32 years, Gender-Male, Son of Shankar Mahto
Resident of Village- Pachasa, Mora Talab, P.S.- Rahui, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Chaudhary, Advocate
For the State : Mr. Md. Arif, APP

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL JUDGMENT

Date : 22-07-2019

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Soh Sarai P.S. Case No. 215 of 2018 dated 22.10.2018 instituted
under Sections 30(a) and 38 of the Bihar Prohibition Excise Act,
2016.

3. The allegation against the petitioner is that he was
partner in the trade of liquor which is a prohibited item in the
State of Bihar.

4. Learned counsel for the petitioner submitted that
nothing has been recovered from him and only on the basis of
confessional statement of the co-accused, who were arrested with



the liquor, he has also been made an accused.

5. Learned APP submitted that 60 litres of liquor was recovered from the car from which the two accused were arrested and upon their confessional statement, another 60 litres was recovered from the bushes. It was further submitted that the arrested accused have named the petitioner as their partner.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to enlarge the petitioner on anticipatory bail.

7. Accordingly, the application stands dismissed.

(Ahsanuddin Amanullah, J.)

P. Kumar

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