

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22189 of 2019

Arising Out of PS. Case No.-41 Year-2019 Thana- GAUTAMBUDHNAGAR District- Siwan

Kamlesh Prasad @ Kamlesh @ Kamal Prasad, aged about 50 years, Male,
Son of Ramautar Prasad, Resident of Village Satwar, P.S. G.B. Nagar, District
Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghav Prasad

For the Opposite Party/s : Mr.Amarendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 08-04-2019 Heard both sides.

Petitioner apprehends his arrest in G.B. Nagar P.S.
Case No.41 of 2019, registered under Sections 30(a), 38 and
41(i) of the Bihar Prohibition and Excise Act.

The police on secret information arrested Virendra
Singh. Virendra Singh disclosed that he along with the petitioner
used to sell liquor. On such information, the house of the
petitioner was searched and 32 bottles each containing 750 ml.
and 126 bottles each containing 180 ml. foreign liquor were
recovered from the house of the petitioner.

Learned counsel for the petitioner submits that
Virendra Singh is the own co-sharer of the petitioner and it was
he who had kept the liquor in his house but petitioner has falsely



been implicated in the case but it appears that on the disclosure made by Virendra Singh, the room of the petitioner was searched and from the room of the petitioner 46 litres of Indian made foreign liquor of different brands was recovered.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Prabhat Kumar Jha, J)

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