

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79275 of 2018

Arising Out of PS. Case No.-868 Year-2018 Thana- SAHARSA District- Saharsa

Manoj Kumar Gupta S/o- Jagdish Prasad Gupta, Resident of village-Bataraha,
Ward No. 25, P.S. Saharsa, District-Saharsa

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha

For the Opposite Party/s : Mr.Smt. Anita Kumari Singh

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 28-01-2019 The petitioner seeks bail in anticipation of his arrest in connection with Saharsa Sadar P.S. Case No. 868 of 2018 dated 28.07.2018 instituted for the offences under Sections 30(a), 38(i), 41(i) of the Bihar Prohibition & Excise Act, 2016.

Regard being had to the recovery of 13.68 litres of liquor from a motorcycle which is stated to be of the petitioner, I am not inclined to grant anticipatory bail to him.

However, if the petitioner surrenders within a period of four weeks from today and prays for regular bail, the Court below shall take into account that nothing was recovered from the conscious possession of the petitioner



and he has clean antecedents and shall pass orders in accordance with law without being prejudiced by the fact that the present petition for anticipatory bail has not been entertained.

The petition is disposed off.

(Ashutosh Kumar, J)

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