

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40035 of 2019

Arising Out of PS. Case No.-2 Year-2019 Thana- FULKAHA District- Araria

MD. IRFAN Son of Md. Jamal Resident of Village - Chauhatta, P.S.-
Kishanpur, Distt - Supaul.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 24-09-2019 This application, for grant of anticipatory bail,

arises out of Special Case No. 123/19 arising out of Fulkaha P.S.

Case No. 2/19, disclosing offences under Sections 30(a) of the

Bihar Prohibition of Excise Act, 2016.

Allegation is of recovery of 207 litres of liquor from

the vehicle and the documents show that petitioner is driver of

the vehicle.

Submission of learned counsel for the petitioner is

that he has no criminal antecedent and has falsely been

implicated in this case.

Heard learned A.P.P. also.

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 may 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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