

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36131 of 2019

Arising Out of PS. Case No.-451 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Aurangabad

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BHESH SINGH @ BHESH NARAYAN SINGH Son of Late Dinanath Singh
Resident of Village - Sital Bigha, P.S.- Daudnagar, Distt - Aurangabad.
(Bihar)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Leelawati Kumari

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 14-08-2019 Heard learned counsel for the parties.

The petitioner is apprehending his arrest in connection with Excise Case No.451 of 2019 registered for offences punishable under Sections 30(a) of Bihar Prohibition and Excise Act, 2018..

Allegation against the petitioner is about recovery of 11 ltrs. of liquor from the house of the petitioner.

Submission of the learned counsel for the petitioner is that he has been falsely implicated in this case , having no criminal antecedent.

Heard learned A.P.P. , who has opposed the prayer for bail on the ground of recovery from the house of the petitioner, as such this application is not maintainable..



Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, if the the petitioner surrenders before the learned court below and make prayer for regular bail, which will be considered by the learned court below on its own merit without being prejudiced by the order of this Court.

With the aforesaid direction, this application is dismissed.

(Vinod Kumar Sinha, J)

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