

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42934 of 2019

Arising Out of PS. Case No.-74 Year-2019 Thana- SIKARPUR District- West Champaran

Dablu Jaiswal @ Kumar Jaiswal @ Dablu Kumar Jaiswal @ Dablu Kumar
Son of Late Ramjee Jaiswal, Resident of Village - Prakash Nagar, Ward
No.12, P.S.- Shikarpur, Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Rashmi Jha, Advocate
For the State : Mr. Md. Arif, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 16-11-2019

Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends arrest in connection
with Shikarpur PS Case No. 74 of 2019 dated 22.02.2019
instituted under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

3. The petitioner along with others is accused of
indulging in business of illicit liquor.

4. Learned counsel for the petitioner submitted that
the recovery has not been from the conscious possession of the
petitioner.

5. Learned APP submitted that on the basis of



statement made by co-accused, recovery was made and further that the petitioner has at least three antecedents of similar cases of the years 2016 and 2017 and, thus, does not deserve the privilege of pre-arrest bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to allow the prayer for pre-arrest bail to the petitioner.

7. Accordingly, the application stands dismissed.

(Ahsanuddin Amanullah, J)

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