

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36502 of 2019

Arising Out of PS. Case No.-138 Year-2018 Thana- SATHI District- West Champaran

BHUSHAN SAH Son of Bhairav Sah Resident of Village - Sihpur, Basantpur,
P.S.- Sathi, Distt - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Narendra Kumar

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 26-06-2019 Heard learned counsels for the petitioner and the
State.

Petitioner apprehends arrest in connection with
Sathi P.S. Case No. 138 of 2018 registered for the offence
punishable under sections 272, 273, 413, 414, 467, 468,
471/34 of the Indian Penal Code and sections 30(a), 30(b)
and 30(c) of the Bihar Prohibition and Excise Act.

Learned counsel appearing for the petitioner
submits that petitioner is innocent and has falsely been
implicated in this case due to previous enmity. Nothing has
been recovered from the conscious possession of this
petitioner. Petitioner is a man of clean antecedent.

Learned Addl. P.P. appearing for the State



opposes the prayer for bail of the petitioner and submits that petitioner is named in the first information report alongwith other accused persons. Perusal of the seizure list shows that there is recovery of several equipment used in preparation of illicit liquor from the house of this petitioner. There are materials showing complicity of this petitioner in the alleged crime. He, therefore submits that petitioner does not deserve to be granted the privilege of anticipatory bail.

Considering the nature of allegations levelled, the materials available on record and the submissions advanced on behalf of the parties, this Court does not find it to be a fit case for grant of anticipatory bail to the petitioner. The same is, therefore, rejected.

(Arvind Srivastava, J)

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