

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44226 of 2019

Arising Out of PS. Case No.-125 Year-2019 Thana- BARHARA District- Bhojpur

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1. BIJNESH KAHAR @ BIJNATH RAM Son of Ramnath Kahar
 2. Chandan Kumar Son of Bijnath Kahar
Both Resident of Village - Mahuli ,O.P., Sinha, P.S.- Barhara ,District - Bhojpur (Ara)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Singh
For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 18-07-2019 Heard both sides.

The petitioners apprehend their arrest in Barhara P.S.
Case No.125 of 2019 registered under Section 30(a) of Bihar
Prohibition and Excise Act.

The informant got information that the petitioners had brought country made liquor and kept on the roof of their toilet for sale. On such information, the informant raided the house and recovered 34 bottles each containing 180 ml. of Crazy Romeo Whiskey and 32 pouches each containing 200 ml. country made liquor from the roof of the toilets situated adjacent north to the house of the petitioners.

The learned counsel for the petitioners submits that



recovery was not made from the conscious possession of the petitioners but it appears that informant received inputs for keeping of the liquor on the roof of the toilets of the petitioners and the recovery was made from there.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioners on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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