

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43119 of 2019**

Arising Out of PS. Case No.-30 Year-2019 Thana- GHOSWARI District- Patna

AKSHAY RAM @ AKSHAY LAL RAM Son of Late Sita Ram Resident of
Balba, P.S.- Ghoshwari, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Pandey
For the Opposite Party/s : Mr.Renuka Ratnakar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 12-07-2019 Heard both sides.

The petitioner apprehends his arrest in Ghoshwari P.S.
case No. 30 of 2019 registered under Section 30(a) of the Bihar
Prohibition & Excise Act.

On secret information, the informant raided the house
of petitioner and recovered five liter country made liquor made
of Mahua.

The learned counsel for the petitioner submits that
recovery is said to have been made from the house of petitioner
but seizure list does not bear signature of any independent
witness. The seizure list was not handed over to any family
member of the petitioner. It is further submitted that in the FIR
it is mentioned that five liter Mahua is said to have been
recovered but seizure list disclosed that five liter country made



liquor made of Mahua is recovered.

It appears that raid was conducted in the house of petitioner and five liter country made liquor made of Mahua was recovered. There appears slip of pen in the FIR where it is mentioned that five liter Mahua is recovered but the seizure list shows that five liter country made liquor made of Mahua was recovered.

Considering the facts aforesaid and the fact that recovery is made from the house of petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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