

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43932 of 2019

Arising Out of PS. Case No.-98 Year-2019 Thana- BIHARSHARIF District- Nalanda

MD. ARIF Son of Maqsoodul Haque Resident of Mohalla-Baradari,
Biharsharif, P.S.-Bihar, District-Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hansraj
For the Opposite Party/s : Mr.Anita Kumari

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 17-07-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Bihar P.S. Case No.98 of 2019 registered under Section
30(A) of the Bihar Prohibition and Excise Act, 2016, pending in
the court of the 3rd Additional Sessions Judge, Biharsharif.

The accusation is that on search of the house of the
petitioner, 8 bottles, each containing 750 ml. Indian Made
Foreign Liquor, were recovered from the room of the house of
the petitioner.

Learned counsel appearing on behalf of the petitioner
submits that while the alleged recovery is said to be made from
the room of the house of the petitioner but the petitioner was not



apprehended on the spot. The petitioner has no criminal antecedent.

Having considered the facts and the circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court within four weeks from today and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

P.S./-

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