

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43827 of 2019

Arising Out of PS. Case No.-108 Year-2019 Thana- BARUN District- Aurangabad

SATYENDRA YADAV @ JHULAN YADAV S/o Late Suresh Yadav R/o
village- Chandar Bigha, P.S.- Barun, District- Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alka Singh

For the Opposite Party/s : Mrs.Asha Kumari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 17-07-2019 The petitioner apprehends his arrest in connection with
Barun P.S.Case No. 108 of 2019 registered under Section 30(a)
of the Bihar Prohibition and Excise Act.

Allegation against the petitioner, as per FIR, is that in
total 110 litres of illicit country made liquor has been recovered
from the house of the petitioner.

Learned counsel for the petitioner submits that petitioner
is innocent and has got no criminal antecedent and the recovery
has been made from the tile house of the petitioner.

After having heard learned counsel for the parties and
taking into consideration the fact that recovery of illicit country
made liquor has been made from the house of the petitioner as
such a *prima facie* case under the Excise Act is made out against
the petitioner. Therefore, in view of the Full Bench judgment



passed in Cr. Appeal (SJ) No. 431 of 2019, I am not inclined to exercise my discretion for grant of privilege of anticipatory bail to the petitioner as such the same is rejected.

(Anil Kumar Sinha, J)

sujit/-

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