

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46421 of 2019

Arising Out of PS. Case No.-60 Year-2019 Thana- KALYANPUR District- Samastipur

SUNIL RAI Son of Modi Rai Resident of Village - Jakhara, P.S.- Kalyanpur,
District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

4 16-11-2019 Heard both sides.

The petitioner apprehends his arrest in Kalyanpur P.S.
Case No.60 of 2019 registered under Section 30(a), 47 and
41(2)(1) of Bihar Prohibition and Excise Act.

The informant got secret information that Dilip Rai
and the petitioner had brought English wine to sell and on such,
the informant went to the place of occurrence but seeing the
police, five persons managed to flee away. The Choukidar
identified the petitioner and Dilip Rai who managed to flee
away. From the place of occurrence, huge quantity of Indian
made foreign liquor was recovered.

The learned counsel for the petitioner submits that
petitioner is said to have been identified by the Choukidar and
there is no other material to show the involvement of the



petitioner but it appears that Bittu Kumar, the apprehended accused disclosed the name of the petitioner and from Jeep and other vehicles parked near the place of occurrence, huge quantity of liquor was recovered. It has come during the course of investigation that the petitioner along with other accused persons are indulged in transporting liquor and illegal sale in the market.

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

(Prabhat Kumar Jha, J)

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