

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46114 of 2019

Arising Out of PS. Case No.-50 Year-2019 Thana- RAGHOPUR District- Supaul

=====

ARJUN MANDAL Son of Satya Narayan Mandal, Resident of Village -
Piprahi, P.S.- Raghapur, District – Supaul.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Arun

For the Opposite Party/s : Mr.Humayou Ahmad Khan

=====

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 25-07-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Raghapur P.S. Case No. 50 of 2019
registered for offence punishable under sections 30 (a) of the
Bihar Prohibition and Excise Act, 2016.

The police, on secret information, has raided the
house of the petitioner. It has been alleged that looking to the
police party, the petitioner fled away from there and the type of
house has been shown as Jhoparinuma and from where, huge
quantity of different brands of foreign liquor has been
recovered.

The counsel for the petitioner has drawn attention of
this Court to the seizure list and submitted that the seizure list



does not bear the signature of any family members of the petitioner and, as such, it cannot be presumed that the said liquor has been recovered from his house.

Looking to the fact that the recovery has been made as per FIR from his house, so far the absence of signature of his family members, it will be seen during the trial.

In such view of the matter, this Court is not inclined to grant bail to the petitioner and accordingly his prayer for bail is rejected. However, if the petitioner surrenders before the court below and prays for regular bail, the court below will decide the case on its own merit.

(Shivaji Pandey, J)

Mahesh/-

U		T	
---	--	---	--

