

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49768 of 2019

Arising Out of PS. Case No.-91 Year-2019 Thana- HARSIDHI District- East Champaran

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MUKESH KUMAR, Son of Vishwanath Prasad @ Vishwanath Sah Resident
of Village-Govindapur, P.S.-Harsidhi, District-East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 08-08-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Harsidhi P.S. Case No. 91 of 2019 registered

for the offence punishable under Section 30(a) of Bihar

Prohibition and Excise Act.

Prosecution case is that police on information that

one co-accused Kanhaiya Prasad stored liquor in his field raided

the place and recovered huge quantity of liquor from the field of

co-accused Kanhaiya Prasad, who disclosed the name of the

petitioner, who happens to be his brother and they are engaged

in liquor trade and after selling the liquor they used to distribute

the amount among them.

Submission of learned counsel for the petitioner is

that there is nothing on record to show that recovery has been

made from his possession or from his house and he has falsely



been implicated, having no criminal antecedent.

Heard learned APP, who has opposed the prayer for anticipatory bail stating that there is prima facie allegation against the petitioner and furthermore investigation is still going on.

In view of above facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner. He may surrender and pray for regular bail.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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