

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49941 of 2019

Arising Out of PS. Case No.-208 Year-2016 Thana- GOVERNMENT OFFICIAL COMP.
District- Jamui

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NAGO YADAV @ NAGESHWAR YADAV Son of Manik Yadav Resident of
Village - Banjhi - Piyar, P.S.- Barhat, Distt - Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Sinha
For the Opposite Party/s : Mr.Satyadeo Singh Yadav

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 13-08-2019 Heard both sides.

The petitioner apprehends his arrest in Complaint case
No. 208C2/ 2016 registered under Section 47(a) (f) of the Bihar
Prohibition & Excise Act.

The Excise officials raided the place of the petitioner
where the petitioner was preparing country made liquor of
Mahua situated in village Banjhi Piyar but the petitioner after
seeing the Excise officials fled away. From the place of
occurrence 10 liter country made liquor made of Mahua and 100
Kg. Jawa Mahuwa were recovered.

The learned counsel for the petitioner submits that
nobody has disclosed the name of the petitioner. The
complainant did not disclose anywhere that from where he came



to know about the name of petitioner. The petitioner is not the owner of the place from where recovery was made. The complaint case was filed after two days of the recovery but it appears that the Excise officials on secret inputs raided the place meant for manufacturing country made liquor of the petitioner but the petitioner managed to flee away. From the place 10 liter country made liquor and 100 Kg Jawa Mahuwa were recovered.

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

(Prabhat Kumar Jha, J)

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