

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49364 of 2019

Arising Out of PS. Case No.-138 Year-2019 Thana- WARISNAGAR District- Samastipur

SANTOSH MAHTO @ DEDHIYA Son of Wunel Mahto @ Bunel Mahto
Resident of Village - Chhatneshwar Tara Tol, P.S.- Warisnagar, 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.Veena Kumari Jaiswal

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 07-08-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Warisnagar P.S. Case No.138 of 2019 registered under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016,
pending in the court of the Additional Sessions Judge-II-cum-
Special Judge, Excise Act, Samastipur.

The accusation is of recovery of several bottles of
Indian Made Foreign Liquor in the volume of 113.700 liters
from the house of the petitioner.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner was not apprehended on the spot nor
he was present in his house at the time when the alleged



recovery of Indian Made Foreign Liquor was made.

Having considered the facts and the circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court within four weeks from today and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

P.S./-

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