

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48562 of 2019

Arising Out of PS. Case No.-27 Year-2019 Thana- KURLIKOT District- Kishanganj

UKHARU SHARMA, aged about 60 years, Male, Son of Late Metal Sharma,
Resident of Village - Baleswar Farm, Power House, P.S.- Kurlikot, District-
Kishanganj ... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Diwakar Sinha, Adv.

For the Opposite Party : Mr. Dr. Kumar Uday Pratap, APP

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

ORAL ORDER

2 05-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Special Case No. 166 of 2019 arising out of Kurlikot P.S. Case
No. 27 of 2019 pending in the Court of the Additional Sessions
Judge II-cum-Special Judge, Kishanganj, for the offence alleged
under Section 30(A) of the Bihar Prohibition and Excise Act,
2016.

The accusation is that five liters of country made
liquor was recovered from the house of the petitioner.

The submission of the learned counsel for the
petitioner is that from where the alleged liquor was recovered is
the joint house of the petitioner and petitioner was not present
there.

Learned Additional Public Prosecutor for the State



opposes the prayer for pre-arrest bail.

Having regard to the facts and circumstances of the case, I am not inclined to grant the privilege of pre-arrest bail to the petitioner. The prayer for pre-arrest bail is **rejected**. The petitioner is directed to surrender before the Court below and seek regular bail, which will be considered on its own merit and without being prejudiced of this order.

(Rajendra Kumar Mishra, J)

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