

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.51708 of 2019**

Arising Out of PS. Case No.-98 Year-2019 Thana- GOH District- Aurangabad

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MITHILESH YADAV @ KALLU YADAV, aged about 26 years, Male, S/o  
Late Jaddu Yadav, Resident of Village- Tulsi Bigha, P.S.- Goh, District-  
Aurangabad ... Petitioners

Versus

The State of Bihar ... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Ashok Kumar No.6, Adv.

For the Opposite Party : Mr. Indu Kumari Srivastava, APP

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

ORAL ORDER

2      20-08-2019                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with  
Goh P.S. Case No. 98 of 2019 pending in the Court of the  
Additional Sessions Judge VII-cum-Special Judge, Excise,  
Aurangabad, for the offence alleged under Section 30(a) of the  
Bihar Prohibition and Excise Act, 2016.

The accusation is that in course of raid 820 bottles of  
Indian made foreign liquor recovered from the straw house of  
the petitioner.

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)**

Shamshad/-

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