

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.54443 of 2019**

Arising Out of PS. Case No.-445 Year-2019 Thana- KATIHAR District- Katihar

=====

Mohan Kumar, Aged about 24 years, Male, Son of Chakradhar Mahto,  
Resident of Dahiyarganj, P.S.- Hasanganj, Dist.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Sanjeev Kumar Singh

For the Opposite Party/s : Mr.Indra Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

2      30-08-2019                      Heard both sides.

Petitioner apprehends his arrest in Katihar Sahayak  
P.S. Case No.445 of 2019, registered under Section 30(a) of the  
Bihar Prohibition and Excise Act.

The informant disclosed that while the informant was  
engaged in checking vehicle on road, the petitioner stopped his  
vehicle and on the pretext of bringing papers fled away from  
there. On search altogether 88 bottles containing liquor were  
recovered from the dicky of the motorcycle of the petitioner.

Learned counsel for the petitioner submits that when  
the petitioner left his motorcycle on the spot for bringing papers,  
nothing was found inside the dicky of the motorcycle of the  
petitioner but somebody in collusion with the police officials  
might have kept liquor in the dicky of the motorcycle of the



petitioner but it appears that the petitioner left his motorcycle on being checked for bringing papers but when the petitioner did not turn up, his motorcycle was searched and 88 bottles containing liquor were recovered from the dickey of the motorcycle of the petitioner.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

**(Prabhat Kumar Jha, J)**

S.KUMAR/-

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