

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54533 of 2019

Arising out of P.S. Case No.-106 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhubani

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1. Jagdish Ram, Son of Late Kushe Ram, Resident of Village - Adalpur, P.S.- Lakhnour, Distt - Madhubani.
 2. Ram Kumar Ram, Son of Late Thakkan Ram @ Thakan Mochi, Resident of Village - Adalpur, P.S.- Lakhnour, Distt - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 30-08-2019 This is an application for grant of anticipatory bail in connection with G.O. No. 106 of 2019, instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioners is of recovery of 1130 liters of *Nepali* liquor from the hut and shop of the petitioners and from other co-accused persons.

Submission of the learned counsel for the petitioners is that they have falsely been implicated in this case. Nothing has been disclosed that from where it has been recovered and they have no criminal antecedent.

Heard learned A.P.P. also, who has opposed the prayer for anticipatory bail on the ground that prosecution case itself



disclosed that from the hut and shop of the petitioners there is recovery and as such, this application is not maintainable.

Having heard both sides, in view of the allegation and the quantity of the liquor recovered from the hut and shop of the petitioners, I am not inclined to grant privilege of anticipatory bail to the petitioners.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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