

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56064 of 2019

Arising Out of PS. Case No.-14 Year-2018 Thana- KATEYA District- Gopalganj

PRAMOD YADAV Son of Shrikishun Yadav @ Kisun Yadav Resident of
Village- Barai Beili, P.S.- Kateya, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Shanker Prasad
For the Opposite Party/s : Mr.Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 04-09-2019 This application, for grant of anticipatory bail, arises
out of Kateya P.S. Case No. 14 of 2018, disclosing offences
under Sections 30(a) of the Bihar Prohibition of Excise Act,
2016.

Prosecution case is that police on information that
petitioner is carrying illegal liquor raided the place and saw one
person coming on motorcycle and on seeing the police, the said
person threw the bag, thereafter, on search of the bag 17 liters
and 14 M.L. liquor was recovered and the Chowkidar disclosed
the name of petitioner as the person, who succeeded in fleeing
away. Apart from that it appears that he is accused in one more
case of similar nature.

Submission of learned counsel for the petitioner is
that he has been made accused in this case at the instance of



local Chowkidar with whom the petitioner has enmity and except that there is nothing against the petitioner.

Learned counsel for the State opposed the prayer for bail .

Having heard both sides, considering the facts and circumstances of the case, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner may surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, if possible on same day, without being prejudiced by this order.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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