

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55641 of 2019

Arising Out of PS. Case No.-88 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhubani

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RAMANAND YADAV @ RAMA NAND YADAV Son of Late Kishori
Yadav Resident of Village-Dhajwa, P.S.- Bisfi, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar No 13
For the Opposite Party/s : Mr.Pushpa Sinha.1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 03-09-2019 This application, for grant of anticipatory bail, arises

out of G.O. No. 88/2019, disclosing offences under Sections

30(a) of the Bihar Prohibition of Excise Act, 2016.

Allegation is of recovery of 3.6 litres of liquor from

the house of the petitioner.

Submission of learned counsel for the petitioner is

that he has no criminal antecedent and has falsely been

implicated in this case and the house from which, the recovery

has been made, is a joint house.

Learned counsel for the State opposed the prayer for

bail and submitted that there is recovery from the house of the

petitioner and, therefore, *prima facie* case is made out against

the petitioner.



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, disposed of.

(Vinod Kumar Sinha, J)

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