

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56436 of 2019

Arising Out of PS. Case No.-46 Year-2019 Thana- DAWATH District- Rohtas

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BHIKHARI SINGH @ RAMLAL SINGH Son of Chhotelal Singh Resident
of Village - Parmeshwarpur, P.S.- Dawath, Dist.- Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arun Kumar Singh
For the Opposite Party/s : Mr.Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 16-11-2019 Heard learned counsel for the parties.

The petitioner is apprehending his arrest in connection with Dawath P.S.Case No.46/19 registered for offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Act, 2016..

As per FIR, 103 ltrs. of liquor has been recovered from the toilet situated just near the house of the petitioner.

Submission of the learned counsel for the petitioner is that toilet is not of the petitioner, he has no criminal antecedent and he has been falsely been implicated in this case.

Heard learned A.P.P. , who has submitted that the seizure list discloses that the toilet is situated in the *Aangan* of the petitioner and there is recovery of the liquor as such he does not deserve privilege of the anticipatory bail.



Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below and make prayer for regular bail.

With the aforesaid direction, this application is dismissed.

(Vinod Kumar Sinha, J)

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