

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57397 of 2019

Arising Out of PS. Case No.-118 Year-2019 Thana- GORIAKOTHI District- Siwan

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BABLU SINGH @ JAY PRAKASH SINGH S/o Raghunath Singh R/o
village- Bindwal, P.S.- Goreyakothi, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raju Prasad

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 17-09-2019 Heard both sides.

The petitioner apprehends his arrest in Goreyakothi
P.S. case No. 118 of 2019 registered under Section 353/34 of the
IPC and u/s 30(a)/ 45 of the Bihar Prohibition & Excise Act.

The gist of the allegation is that on secret information
police raided a place situated near a Gumti. One person was
found standing near the Gumti and he was having a bottle of
wine in his possession. The person was apprehended who
disclosed his name as Bablu Singh @ Jay Prakash Singh, the
petitioner. In the meantime, one Sushil Singh and 15-20
unknown persons came there and began to abuse and assault the
police officials in order to get the petitioner freed from the
custody of police. Consequently, the petitioner fled away.

Mr. Jagdish Prasad, the learned counsel for the



petitioner, submits that petitioner has been falsely implicated in the case. Nothing has been recovered from the possession of the petitioner but from the facts stated in the FIR itself, it appears that petitioner was taken into custody with a bottle of liquor and after the petitioner being arrested Sushil Singh and others raised slogan and assaulted the police officials. The police officials became defensive and in the meantime the petitioner managed to flee away.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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