

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.676 of 2019

Arising Out of PS. Case No.-203 Year-2018 Thana- ARA MUFFSIL District- Bhojpur

Rahul Rai son of Late Nagendra Rai, Resident of village-Suremanpur, P.S.-
Shahpur, District-Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar Singh

For the Opposite Party/s : Mr.Ahtash Ali Khan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 16-01-2019 Heard both sides.

The petitioner apprehends his arrest in Excise Case No.966 of 2018 arising out of Ara Muffassil P.S. Case No.203 of 2018 registered under Sections 414, 353, 120(B) of the Indian Penal Code and under Section 30(a) of Bihar Prohibition and Excise Act.

The informant alleged that he saw some people who had caught two persons with a pick-up van bearing registration No.BR-04F-4551. The apprehended accused disclosed their names as Rahul Rai and Sujit Ram. The vehicle was seized. Narendra Rai came later on and protested the arrest of Rahul Rai and Sujit Ram on such, Rahul Rai fled away from the custody of the police.

The learned counsel for the petitioner submits that the



petitioner was not arrested. Nothing has been recovered from the vehicle. Narendra Rai and Sujit Ram were arrested and on their confession, liquor was recovered from a bush but it appears that the petitioner was apprehended by the police but when protest was made, the petitioner fled away from the custody of the police.

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

(Prabhat Kumar Jha, J)

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