

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58554 of 2019

Arising Out of PS. Case No.-211 Year-2019 Thana- KESARIA District- East Champaran

JALANDHAR KUMAR S/o Shivjee Rai R/o village- Sundrapur Badhai Tola,
P.S.- Kesariya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Pradeep Narain Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 20-09-2019 Heard both sides.

The petitioner apprehends his arrest in Kesariya P.S.
Case No.211 of 2019 registered under Sections 272, 273 of the
Indian Penal Code and under section 30(a) of the Bihar
Prohibition and Excise Act.

The informant got information that the petitioner had
kept liquor in his house and used to sell liquor from his house.
On such, a raid was conducted and 20 litres of country made
liquor is said to have been recovered from the house of the
petitioner.

Learned counsel for the petitioner submits that the
seizure list does not bear the signature of any family member of
the house. Had the liquor been recovered from the house of the
petitioner, the house of the petitioner would have been sealed



and this fact itself shows that no recovery was made from the house of the petitioner, but it appears that when raid was conducted, the petitioner and his family members fled away from their house. Recovery was made in presence of two independence witnesses.

Having considered 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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