

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69966 of 2019

Arising Out of PS. Case No.-12 Year-2018 Thana- SINGHIYA District- Samastipur

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BABLU YADAV Son of Bindeshwari Yadav Resident of Village-Tekuna
Math, P.S-Rosera, District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 14-11-2019 This application, for grant of anticipatory bail, arises out
of Singhia P.S. Case No. 12 of 2018, disclosing offences under
Sections 30 (a), 38(i)(ii) and 41(i) of the Bihar Prohibition of
Excise Act, 2016.

Allegation is of recovery of 96.840 litres of liquor
from the Tata Magic vehicle 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 he was not present at the place of
occurrence and he has already sold the vehicle to some other
person prior to the present occurrence, no doubt, he has no
paper in support of that.

Learned counsel for the State opposed the prayer for
anticipatory bail.



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 and also after considering the above submission of learned counsel for the petitioner, without being prejudiced by this order.

This application is, accordingly, disposed of.

(Vinod Kumar Sinha, J)

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