

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74302 of 2019**

Arising Out of PS. Case No.-302 Year-2019 Thana- GAIGHAT District- Muzaffarpur

Subodh Rai, aged about 35 years, male, Son of Shivji Rai, Resident of Village
- Asiya, P.S.- Gaighat, Distt - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Adv.
For the Opposite Party/s : Ms. Sangeeta Sharma, APP

**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER**

2 11-12-2019 The petitioner seeks bail in anticipation of his arrest in connection with Gaighat P.S. Case No. 302 of 2019, dated 07.09.2019, instituted for the offences under Sections 272 and 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

174 litres of liquor is said to have been recovered from in front of the house of the petitioner, but near the fodder cutting machine.

There appears to be some possibility of the petitioner owning the aforesaid consignment of liquor.

For the aforesaid reasons, I am not inclined to grant anticipatory bail to the petitioner.



The prayer anticipatory bail of the petitioner is,
accordingly, rejected.

However, should the petitioner surrender before
the Court below within a period of four weeks and seek bail,
the Court below shall consider the case on its own merit
without being prejudiced by the fact that the present
anticipatory bail application has not been entertained by this
Court. The Court below shall also take into account that the
petitioner does not have criminal antecedents.

(Ashutosh Kumar, J)

Praveen-II/-

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