

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76074 of 2019

Arising Out of PS. Case No.-433 Year-2019 Thana- DARBHANGA SADAR District-
Darbhanga

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DINESH KUMAR Son of Late Hiya Lal Yadav Resident of Village-
Laxmipur, P.S.- Sadar, District- Darbhanga.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashank Shekhar
For the Opposite Party/s : Mr.Anil Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 25-11-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner in the present case is seeking regular
bail in connection with Sadar P.S. Case No. 433 of 2019
registered under Sections 30(a) of Bihar Prohibition and Excise
Act, 2016, pending in the court of learned 2nd Additional
Sessions Judge – cum – Special Judge, Darbhanga.

Learned counsel for the petitioner submits that the
entire allegation leveled against the petitioner is based on false
allegation as the petitioner has not committed any offence as
alleged in the First Information Report and he has no concern
with the illicit liquor recovered from the Truck or the XUV
vehicle, however petitioner is in custody since 10.10.2019.



Learned A.P.P. for the State has opposed the prayer for bail and submits that this petitioner has got one more case of similar nature in which he is on bail but he has been found involved in the trade of illicit liquor. He submits that petitioner was arrested with the truck which was carrying huge quantity of illicit liquor.

Considering the facts and circumstances of the case wherein this petitioner has got one more case of similar nature in which he is said to be on bail and has been once again found involved in the trade of illicit liquor as he has been arrested while being on the truck which was carrying a huge quantity of illicit liquor and that he has remained in custody for the present for a short time from 10.10.2019 and the case is still under investigation, this court is not inclined to grant regular bail to the petitioner at this stage.

The application is dismissed.

Petitioner may renew his prayer for bail after investigation is complete.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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