

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77663 of 2019

Arising Out of PS. Case No.-392 Year-2019 Thana- MOTIPUR District- Muzaffarpur

AJAY SAH S/o Jay Kishun Sah Resident of Village- Paharchak, P.S. Motipur,
District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nitu Kumari

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 28-11-2019

Heard learned counsel for the parties.

Petitioner apprehends his arrest in **Motipur P.S. Case No. 392 of 2019** registered for the offence punishable under Section 30(a), 41(i)(ii) of the Bihar Prohibition and Excise Act, 2016 (Amended) 2018.

Allegation against the petitioner is of recovery of 70 litres of illicit liquor from his house.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. Petitioner has got no criminal antecedent.

Since, there is allegation of recovery of illicit liquor from the house of petitioner, anticipatory bail petition is dismissed as not maintainable.

However, it is observed that if petitioner surrenders



before the court below and prays for regular bail, his application for regular bail will be considered and disposed of preferably on the same day, without being prejudiced by this order.

(S. Kumar, J)

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