

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82682 of 2019

Arising Out of PS. Case No.-674 Year-2019 Thana- JAKKANPUR District- Patna

Sanjeet Choudhary Son of Vijay Choudhary Resident of Mohalla-Vishunpur
Pakari, Shipara, Back of Indian Oil, P.S.-Beur, District-Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Malay Kumar Choudhary, Advocate

For the Opposite Party/s : Mrs.Suman Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in **Jakkanpur**
P.S. Case No. 674 of 2019, registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act,
2018.

34 litres of foreign liquor is alleged to have been
recovered from the shop of petitioner.

It is submitted by learned counsel appearing on behalf
of petitioner that petitioner has falsely been implicated in this
case. Petitioner has got clean antecedent.

In view of the specific allegation of recovery of wine
from the shop of petitioner, the anticipatory bail petition is not
maintainable in view of the decision passed by the Full Bench in



Cr. Appeal (SJ) No. 431 of 2019 in the case of **Ram Vinay Yadav vs. State of Bihar**. Accordingly, the same is rejected.

However, if the petitioner surrenders before the court below and makes prayer for regular bail, the same shall be considered on its own merit without being prejudiced by the present order.

(Prabhat Kumar Singh, J)

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