

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2901 of 2020

Arising Out of PS. Case No.-907 Year-2019 Thana- ARARIA District- Araria

Md. Sarmat Alam @ Sarmat son of Abdul Shakur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha
For the Opposite Party/s : Mr.Kanhaiya Kishore(App100)

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Special Case No. 1457 of 2019 registered for the offences
punishable under Sections 272, 273 of the Indian Penal Code
and 30(a) of Bihar Prohibition and Excise Act 2016.

It is alleged that in huge quantity Indian made
foreign liquor was recovered from a vehicle which was,
allegedly being driven by the petitioner but seeing the police
party, petitioner fled away leaving behind the said liquor and
vehicle. Moreover, driving licence and Adhar-card of the
petitioner was recovered from the seized vehicle.

Although, learned counsel for the petitioner tried to
convince me about the maintainability of the petition as well as



innocence of the petitioner but I am not at all convinced with the submission of learned counsel of the petitioner and, accordingly, this petition stands dismissed being not maintainable.

However, this order shall not cause any prejudice to the concerned court at the time of consideration of regular bail application of the petitioner.

N.K/-

(Hemant Kumar Srivastava, J)

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