

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4874 of 2020

Arising Out of PS. Case No.-69 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Vaishali

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Rakesh Kumar Rai @ Rakesh Kumar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Namrata Mishra

For the Opposite Party/s : Mr.Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA

ORAL ORDER

2 29-02-2020 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
C2A-69/19 registered for the offences punishable under
Sections 30(a) of Bihar Prohibition and Excise Amendmant Act
2018.

Since the alleged recovery is said to have been made
from Bhusa-ghar of the petitioner. in my view, this anticipatory
bail petition is hit by under section 76(2) of Bihar Prohibition
and Excise Act 2016 and, accordingly, this petition stands
dismissed being not maintainable.

However, if the petitioner surrenders and seeks
regular bail within six weeks from today, the concerned court



shall consider the regular bail application of the petitioner on the day of his surrender on its own merit without being prejudiced by this rejection order.

N.K/-

(Hemant Kumar Srivastava, J)

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