

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.14625 of 2020**

Arising Out of PS. Case No.-24 Year-2020 Thana- SHERGHATI District- Gaya

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GUNJAN KUMAR @ CHANDAN KUMAR Son of Butu Choudhary  
Resident of Village - Lipganj Chatti, P.S.- Sherghati, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Vishwa Ranjan Choudhary, Adv.  
For the Opposite Party/s : Mr.Rajesh Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA  
ORAL ORDER**

2      03-09-2020                      Heard both sides through Video Conferencing.

The petitioner apprehends his arrest in Sherghati P.S.  
  
Case No.24 of 2020 registered under Section 30(a) of the Bihar  
Prohibition and Excise Act.

The informant alleged that after having received  
secret information that Gunjan Kumar and Bablu Choudhary  
had stored a huge quantity of illegal liquor in their house, a raid  
was conducted. On search, a huge quantity of Indian made  
foreign liquor was recovered from the house of the petitioner.

Learned counsel for the petitioner submits that only  
11.525 litres of Indian made foreign liquor was recovered from  
the house of the petitioner but the seizure list was not made in  
accordance with the provision of Section 100 of the Code of  
Criminal Procedure. In fact, the police transplanted the recovery



of Indian made foreign liquor from the house of the petitioner for the reasons best known to the police. The petitioner has got no criminal antecedent, but it appears that the police after having received secret information raided the house of the petitioner and 11.525 litres of Indian made foreign liquor was recovered from the house of the petitioner.

Having considered the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

**(Prabhat Kumar Jha, J)**

Harish/-

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