

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14636 of 2020

Arising Out of PS. Case No.-5 Year-2020 Thana- BARH District- Patna

MANGAL PASWAN Son of Late Kapil Paswan, Resident of Village-Uma
Nath Purani Barh Bazar, P.S-Barh, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumar Manglam, Adv.
For the Opposite Party/s : Mr.Surendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 04-09-2020 Heard both sides through Video Conferencing.

The petitioner apprehends his arrest in Special Excise
Case No.248(A) of 2020 arising out of Barh P.S. Case No.05 of
2020 registered under Section 30(a) of the Bihar Prohibition and
Excise Act.

The informant (police officer) got secrete information
that the petitioner was illegally selling liquor from his house. On
such information, a raid was conducted but seeing the police
party, the petitioner is alleged to have fled away. On search, 32
litres of liquor was recovered from the house of the petitioner.

Learned counsel for the petitioner submits that
nothing has been recovered from possession of the petitioner.
The seizure list does not bear the signature of the petitioner or
any family members of the petitioner. The petitioner was not



apprehended on the spot.

Learned A.P.P. opposed the prayer for anticipatory bail.

It appears that the police got secrete information that the petitioner was illegally selling liquor from his house and on such information a raid was conducted but seeing the police party, the petitioner managed to flee away. On search, 32 litres of 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)

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