

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29193 of 2020

Arising Out of PS. Case No.-603 Year-2019 Thana- MAHUA District- Vaishali

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GUNJAN KUMAR Son of Bidya Bhagat Resident of Village - Daud Nagar
Damai Patti, P.S. - Bidupur, District - Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Anuj Kumar, Advocate
For the Opposite Party : Mr. Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-12-2020 Heard learned counsel for the petitioner and the State
through Video Conferencing.

Petitioner apprehends arrest in a case registered for
the offence punishable under section 30a of the Bihar
Prohibition and Excise Act.

Total 10 liters of Mahua liquor has been recovered
from a bag kept on a motorcycle parked near a road. Petitioner
is the owner of the motorcycle.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. No incriminating material has been recovered from the
conscious possession of the petitioner. Petitioner has got no
criminal antecedent.

Learned counsel for the State submits that the
recovery of liquor is from the motorcycle to which the petitioner
is the owner.

Considering the facts of the case, prayer for bail of the
petitioner is refused with direction to surrender and seek regular



bail which would be considered on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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