

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66919 of 2019**

Arising Out of PS. Case No.-170 Year-2019 Thana- SANGRAMPUR District- East
Champaran

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1. Jitendra Paswan Son of Ramchandra Paswan
 2. Shivpujan Paswan Son of Late Bhadai Paswan

Both resident of Village-Sangrampur, P.S.-Sangrampur, District-East
Champaran at Motihari.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : M/s Usha Kumari, Adv.

For the Opposite Party/s : Mr. Ajay Kumar No. 2, A.P.P.

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

ORAL ORDER

2 06-03-2020 Heard learned counsel for the petitioners as well as

learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with

Sangrampur P.S. Case No. 170 of 2019 registered for the

offences punishable under Sections 30(a), 35, 38 of Bihar

Prohibition and Excise Act, 2016.

Since the recovery is said to have been made from the

house of the petitioners, in my view, this anticipatory bail

petition is not maintainable. Accordingly, this anticipatory bail

petition stands dismissed being not maintainable.

However, if petitioners surrender and seek regular



bail before the court below within six weeks from today, the concerned court shall consider the regular bail application of the petitioners on the same day on its own merit without being prejudiced by this dismissal order keeping in mind the quantity of recovery as well as this aspect of the matter that petitioners do not have any criminal antecedent.

(Hemant Kumar Srivastava, J)

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