

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72456 of 2019

Arising Out of PS. Case No.-219 Year-2019 Thana- GORAUL District- Vaishali

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Nageswar Ram @ Nageshwar Ram, Son of Late Lakhan Ram Resident of
Village-Khaje Chand Chhapra, P.S.-Goraul (O.P Kathara), District-Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anish Kumar

For the Opposite Party/s : Mr. Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-01-2020 This is an application for grant of anticipatory bail in

connection with Goraul (O.P. Kathara) P. S. Case No. 219 of

2019, disclosing offence under Section 30(a) of the Bihar

Prohibition and Excise Act, 2018.

Recovery of 196.2 liters of liquor from the fire wood

house of the petitioner and petitioner succeeded in fleeing away

from the spot.

Submission of the learned counsel for the petitioner is

that the fire wood house is a open place and the petitioner has no

criminal antecedent.

Heard learned A.P.P. also, who has opposed the prayer

for anticipatory bail on the ground that fire wood house is in

front of the house of petitioner, from which, there is recovery of

huge quantity of liquor, as such, petitioner is not entitled for



anticipatory bail.

Having heard both sides, in view of the allegations and the quantity of the liquor recovered from the fire wood house of the petitioner, I am not inclined to grant privilege of anticipatory bail to the petitioner. However, he has to surrender before the learned court below and make prayer for regular bail, the same shall be considered on its own merit, without being prejudiced by this order.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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