

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81193 of 2019

Arising Out of PS. Case No.-252 Year-2018 Thana- CHANDAUTI District- Gaya

Pinku Paswan S/O Late Dilip Paswan R/O Village - Jamune, Police Station -
Chandauti, District - Gaya.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No. 2, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 24-02-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has filed the instant application for anticipatory bail apprehending his arrest in a case registered for the offence under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the allegation in the FIR, 30 litres of country liquor is said to have been recovered from the forest area near the Jamune river.

It is submitted by learned counsel for the petitioner that the name of the petitioner transpired on the confessional statement of one Arjun Manjhi made before the police. It is further stated that no incriminating article has been recovered from the person or possession of the petitioner.



The application for bail has been opposed by learned APP for the State submitting that the petitioner has three criminal antecedents of which one is under the Bihar Prohibition and Excise Act

Having heard learned counsel for the parties and taking into consideration the antecedent of the petitioner under the Bihar Prohibition and Excise Act, the Court is not inclined to enlarge the petitioner on anticipatory bail and as such his application for bail is rejected.

The petitioner is directed to surrender in the Court below within four weeks. In case the petitioner surrenders within the aforesaid period and prays for bail the same shall be considered without being prejudiced by this order of rejection.

(Partha Sarthy, J)

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