

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26825 of 2021**

Arising Out of PS. Case No.-228 Year-2020 Thana- DAGARUA District- Purnia

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BABLU MARANDI @ BABLU SOUREN SON OF SUREN MARANDI  
R/O VILLAGE - TEGHRA, P.S.- DAGARUA, DISTRICT- PURNEA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Praveen Kumar Agrawal, Advocate  
For the Opposite Party/s : Mr. Bhanu Pratap Singh, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      06-12-2021                      Heard learned counsel for the parties.

Let the defect(s), if any, be removed within four weeks after complete start of the physical Court.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 273, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Country made liquor was allegedly recovered from the house of the petitioner. Petitioner is only accused in this case.

Submission is that the petitioner has got no criminal antecedent. House is occupied by other family members also.

Considering presumption under Section 32 of the Bihar Prohibition and Excise Act, 2016 and consequent bar of prayer for anticipatory bail under Section 76(2) of the said Act, I



am not inclined to enlarge the petitioner on anticipatory bail in connection with Dagarua P.S. Case No. 228 of 2020 pending in the Court of learned Special Judge, Excise, Purnea/successor Court.

Accordingly, prayer for anticipatory bail is refused.

Petitioner is directed to surrender within a period of two weeks and pray for regular bail.

**(Birendra Kumar, J)**

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