

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26585 of 2021

Arising Out of PS. Case No.-288 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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UPENDRA RAJBANSHI Son of Mangen Rajbanshi Resident of Village- Job,
P.S.- Rajauli, District- Nawada

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad, Adv
For the Opposite Party/s : Mr.A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 06-12-2021 Let the defect (s) be removed within two weeks of
the complete start of the physical Court.

Heard the parties.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections
30(a),56(d) of Bihar Prohibition and Excise Act.

From the motorcycle of the petitioner, liquor was
recovered. Petitioner has stated on oath that he has got no
criminal antecedent.

Considering the presumption of law under Section 32
of the Bihar Prohibition and Excise Act against the petitioner as
well as consequent bar of prayer for anticipatory bail under
Section 76(2) of the Act, I am not inclined to interfere with the



impugned order of refusal of prayer for anticipatory bail. Hence, prayer is refused in connection with G.O.Case No.288 of 2020 pending in the court of learned A.D.J.-II-cum-Special Judge, Nawada.

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

(Birendra Kumar, J)

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