

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32549 of 2021

Arising Out of PS. Case No.-460 Year-2020 Thana- MINAPUR District- Muzaffarpur

SAHEB KUMAR Son of Ramkishor Ray @ Ramkoshore Shah Resident of
Village - Basudeo Chhapra, P.S.- Minapur, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Adv.

For the Opposite Party/s : Mr. Raj Kishore Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-12-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 272, 273,
120B/34 of the Indian Penal Code, Sections 8(C), 20, 21, 22 of
the NDPS Act and Sections 30(a) and 37(d) of the Bihar
Prohibition and Excise Act.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that there is no recovery from the conscious
possession of the petitioner rather 645 litres of spirit and



10.500kg of Ganja are said to have been recovered from the house of the co-accused. He submits that apprehended person disclosed the name of the petitioner. He submits that petitioner does not reside at this native home and he works at Delhi as a fruit seller. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail application.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Minapur P.S. Case No. 460 of 2020 pending before the court of the learned Special Judge, Excise, Muzaffarpur.

(Anjani Kumar Sharan, J)

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