

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39904 of 2021

Arising Out of PS. Case No.-26 Year-2021 Thana- BASANTPUR District- Siwan

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NIRAJ RAM @ NIRAJ KUMAR, S/O MOSAFIR RAM @ MUSAFIR RAM
RESIDENT OF VILLAGE BASAON, P.S-BASANTPUR, DISTRICT-
SIWAN.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikash Kumar Shukla, Advocate

For the Opposite Party/s : Mr. Gauri Shankar Gupta, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 14-12-2021

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 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Six litres of liquor was recovered from the house of co-accused Mosafir Ram who is father of the petitioner. Petitioner has stated that he is separate from his father. Petitioner has got an identical criminal antecedent and that case also reveals that foreign liquor was recovered from the house of the petitioner.

Considering criminal antecedent of the petitioner, this



is not a fit case for grant of anticipatory bail in connection with
Basantpur P.S. Case No. 26 of 2021 pending in the Court of
learned 2nd Additional Sessions Judge-cum-Special Judge,
Siwan/successor Court.

Hence, prayer for anticipatory bail is refused.

However, in the event of surrender of the petitioner
within a period of two weeks from today, prayer for regular bail
shall be considered without being prejudiced by this order.

(Birendra Kumar, J)

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