

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31188 of 2020

Arising Out of PS. Case No.-115 Year-2020 Thana- KOPA District- Saran

HAMID ALI QURAISHI @ HAMID ALI Son of Shahabuddin Quraishi
Resident of Village - Nagra, P.S. - Khaira, District - Saran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Rabindra Nath Singh, Advocate
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 08-02-2021 Heard learned counsel for the petitioner and Mr. Ram
Priya Sharan Singh, learned A.P.P. for the State.

The petitioner in the present case is seeking pre-arrest
bail in connection with Kopa P.S. Case No. 115 of 2020,
registered for the offences punishable under Sections
272/273/414/427 and 11(1)(a)(c)(D)(E)(F) of Animal Cruelty
Act, 1960 and 30(a), 37(c) of Bihar Prohibition and Excise Act.

Learned counsel for the petitioners submits that the
petitioner is innocent and has falsely been implicated in this
case due to village politics. Learned counsel submits that there
is no recovery of illicit liquor from the conscious possession of
petitioner.

Learned A.P.P. for the State is present and has
opposed the prayer for anticipatory bail of the petitioner.



Having regard to the facts and circumstances of the case, wherein the petitioner is said to be the owner of the vehicle from which illicit liquor has been recovered and he has one criminal antecedent of being involved in offence of similar nature in which he is on bail, this Court is not inclined to grant privilege of anticipatory bail to the petitioner. His prayer for anticipatory bail is, thus, refused.

In case, the petitioner surrenders and prays for regular bail in the learned court below within a period of four weeks from today, his prayer for regular bail shall be considered on it's own merit without being prejudiced by the order of this Court.

The observation with regard to surrender in the court below within a period of four weeks from today shall not be construed as granting any interim protection to the petitioner for the aforesaid period.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

