

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 31835 of 2020

Arising Out of PS Case No.-154 Year-2019 Thana- SINGHIA District- Samastipur

Jay Jay Mandal, aged about 34 years (Male), Son of Parmeshwar Mahto @ Prameshwar Mahto @ Hareram Mandal, Resident of Village- Kameshwarnagar, Shivajinagar, PS- Hathauri, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rajeev Ranjan, Advocate
For the State	:	Mr. Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL JUDGMENT

Date : 02-03-2021

Heard Mr. Rajeev Ranjan, learned counsel for the petitioner and Mr. Dashrath Mehta, learned Additional Public Prosecutor (hereinafter referred to as the 'APP') for the State.

2. The petitioner apprehends arrest in connection with Singhia PS Case No. 154 of 2019 dated 11.10.2019, instituted under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. The allegation against the petitioner, as per the statement of the driver of the truck from which 4271.520 litres of liquor was seized, belonged to him and were to be delivered to four persons.

4. Learned counsel for the petitioner submitted that only the person who was caught has stated the name of the



petitioner without him having any connection to the seized liquor. It was submitted that the petitioner was neither present at the spot nor anything has been recovered from his house.

5. Learned APP submitted that the person who was arrested has taken the name of the petitioner and there is no reason for any false implication and that the petitioner is the kingpin as he was the person to whom the liquor belonged.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to grant pre-arrest bail to the petitioner.

7. Accordingly, the application stands dismissed.

(Ahsanuddin Amanullah, J.)

P. Kumar

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