

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33054 of 2020

Arising Out of PS. Case No.-105 Year-2020 Thana- PUNPUN District- Patna

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RAUSHAN KUMAR, Son of Late Satendra Kumar Resident of Lodipur, P.S.-
Punpun, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay

For the Opposite Party/s : Mr.APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 09-03-2021 Heard Mr. Akhauri Kamal Kishore Sahay,

learned counsel for the petitioner and Mr. Md. Aslam

Ansari, learned APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Special Case No. 3136 of 2020

(arising out of Punpun P. S. Case No. 105 of 2020),

instituted for the offences under Sections 30(a) of the

Bihar Prohibition and Excise Act, 2016.

The allegation in the F.I.R. is that excisable

items were recovered from the house of the mother of

the petitioner. The petitioner allegedly ran away from

the place of raid.



The mother of the petitioner had to go to jail
whereafter she has been granted bail.

I am not inclined to grant anticipatory bail to
the petitioner.

The prayer for anticipatory bail is rejected.

However, if the petitioner surrenders before the
court below and seeks bail, the court below shall take
into account that one of the accused persons of this
case, *viz* the mother of the petitioner, has already been
granted bail and shall pass orders in accordance with
law, without being prejudiced by the fact that the
present petition has not been entertained by this Court.

(Ashutosh Kumar, J)

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