

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35010 of 2020

Arising Out of PS. Case No.-138 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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JITENDRA RAI @ JITENDRA MAHTO Son of Late Kameshwar Prasad Rai
@ Kameshwar Prasad Mahto, Resident of Village - Bingama, P.S.- Patory,
District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh, Adv.

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 18-03-2021 Heard both sides.

The petitioner apprehends his arrest in Excise Case
No.138 of 2020 registered under Section 30(a) of the Bihar
Prohibition and Excise Act.

The complainant alleged that he got secret
information and on such, a raid was conducted in the flour mill
of the petitioner. 38.88 litres of liquor was recovered.

Learned counsel for the petitioner submits that the
liquor was recovered for near the flour mill of the petitioner,
which is an open place. Anybody can keep liquor in an open
place but from the seizure list, it appears that the liquor was
recovered from inside the house and from near the flour mill of
the petitioner.



Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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