

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39964 of 2020

Arising Out of PS. Case No.-331 Year-2020 Thana- PATRAKARNAGAR District- Patna

MONU KUMAR, Son of Hari Kishore Yadav Resident of Village - Tiwari
Tola, Dumariya, P.S.- Belhar, District - Banka.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Raja Ram Mishra

For the Opposite Party/s : Mr. Aditya Narayan Singh-I

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 20-07-2021 As prayed for, let the learned counsel appearing for the petitioner remove the defect(s), as pointed out by the office vide its notes dated 24.12.2020, within four weeks of starting of Court proceeding in physical mode in normal course.

Heard learned counsel for the petitioner and the learned A.P.P. for the State through video conferencing.

The petitioner apprehends his arrest in connection with Patrakar Nagar P.S. Case No. 331 of 2020, registered under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018, pending in the court of the learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Patna.

The accusation is of recovery of 22 bottles, each containing 180 ML, Indian Made Foreign Liquor from the ground



floor room of the house of Dr. Bibhuti Prasad, which was let out by him to tenant Abhisekh Kumar, Madhukar and Monu Kumar (Petitioner).

Learned counsel appearing on behalf of petitioner submits that petitioner was not found at the time of occurrence in the alleged room.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant pre-arrest bail to the petitioner. Accordingly, his prayer for grant of pre-arrest bail stands rejected. The petitioner is directed to surrender before the trial Court within four weeks and pray for regular bail, which shall be considered by the trial Court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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