

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5123 of 2021

Arising Out of PS. Case No.-107 Year-2020 Thana- KORHA District- Katihar

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DILIP KUMAR SINGH @ DILIP SINGH (IN ACCUSED COLUMN OF
FIR HIS NAME WRITTEN AS DEEPAK KUMAR SINGH WHICH IS
WRONG) SON OF LATE SARYUG PRASAD, RESIDENT OF VILLAGE
-BISHARIYA , POLICE STATION -KORHA, DISTRICT- KATIHAR,

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 17-09-2021 Heard Mr. Bimal Kumar, learned Advocate for
the petitioner and Mr. Shailendra Kumar, learned APP
for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Korha P.S. Case No. 107 of
2020 dated 26.02.2020 instituted for the offences under
Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

Approximately 43 litres of liquor is said to have
been recovered from the veranda of the house of the
petitioner.

Learned counsel for the petitioner has
submitted that the accusation against him is false. In the
seizure list as well as in the FIR, he has been shown as



Deepak Kumar Singh. Even his parentage has not correctly been stated.

Apart from this, it has been submitted that he is a Kirana shop owner and has been made accused out of a vindictive approach of the local police officers.

The petitioner does not have criminal antecedents.

Notwithstanding the aforesaid argument, I am not inclined to grant anticipatory bail to the petitioner in view of recovery of liquor from the veranda of his house.

Accordingly, the prayer for anticipatory bail is rejected.

However, if the petitioner surrender before the court below and seeks bail, the arguments aforementioned shall be taken into account and an order shall be passed without being prejudiced by the fact that the present petition on his behalf has not been entertained.

(Ashutosh Kumar, J)

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