

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1804 of 2022

Arising Out of PS. Case No.-175 Year-2021 Thana- DAUDPUR District- Saran

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AJAY SAH @ DISHTU Son of Late Ram Lal Sah Resident of Village-
Inayatpur, P.S.- Daudpur, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh

For the Opposite Party/s : Mrs.Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Sections 341, 323, 353, 504, 34 of the I.P.C. and
Section 30(a) of Bihar Prohibition and Excise Act.

As per the prosecution case, 10 liters of country-made
Mahua liquor has been recovered from the house of the
petitioner.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of this petitioner.
Recovery has been made from the house, which is in joint
possession of the family. Petitioner is in custody since
06.09.2021.

Learned A.P.P. for the State has opposed the bail
petition and submitted that petitioner has got criminal



antecedent and he is accused in four more cases, out of which, two cases are of similar nature.

Considering the aforesaid facts and circumstances as well as the fact that petitioner has got criminal antecedent of similar nature of cases, I am not inclined to grant bail to the petitioner and same is, accordingly, rejected. However, the learned court below, where the case is pending, is directed to release the petitioner on bail, **after framing of the charge.**

(Prabhat Kumar Singh, J)

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