

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3752 of 2022

Arising Out of PS. Case No.-141 Year-2021 Thana- SIKANDRA District- Jamui

Sakindra Singh Son of Late Panchu Singh @ Pochu Singh @ Panchanand
Singh Resident of Village - Kumar , P.S.- Sikandra, Dist.- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 07-09-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner apprehends his arrest in Sikandra P.S.
Case No. 141 of 2021, registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

As per the seizure list, total 222 litres of foreign liquor
has been recovered from the poultry farm of this petitioner.

It is submitted on behalf of petitioner that poultry
farm in question does not belong to this petitioner. Similarly
situated co-accused has been granted bail by this Court vide
order dated 20.12.2021 passed in Cr. Misc. No. 60989 of 2021.

Counsel for the State however, vehemently opposed
the prayer for bail and submitted that from bare perusal of



seizure list it appears that the alleged recovery of 222 litres of illicit liquor has been made from the poultry farm of this petitioner. The petitioner cannot claim parity with the co-accused Jitendra Singh who has been granted **regular** bail by this court as no incriminating article has been recovered from his possession or from his premises.

In view of the aforesaid fact, I am not inclined to enlarge the petitioner above-named on anticipatory bail.

Accordingly, the same is rejected in view of the provision 76(2) of the Bihar Prohibition and Excise Act.

(Prabhat Kumar Singh, J)

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