

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13859 of 2022

Arising Out of PS. Case No.-169 Year-2021 Thana- LAKHNAUR District- Madhubani

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Pintoo Kumar @ Pintoo Kumar Mahto S/o Ganesh Mahto @ Ganesh Prasad
M Residence of Village/Mohalla- Rupaili, P.S.- Lakhnaur, District-
Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kedar Jha

For the Opposite Party/s : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-07-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner apprehends his arrest in Lakhnaur
(RSOP) P.S. Case No. 169 of 2021, registered for the offence
punishable under Sections 272, 273 and 34 of the Indian penal
Code and section 30(a) of the Bihar Prohibition and Excise Act,
2016.

117.500 litres of illicit liquor has been recovered from
bush situated behind the house of Jivachh Mahto.

It is submitted that petitioner has falsely been
implicated in this case only on suspicion. Nothing has been
recovered from conscious possession of this petitioner.
Petitioner is resident of another village.



Counsel for the State vehemently opposed the bail application and submitted that petitioner has got criminal antecedent of similar nature.

Considering the nature of allegation and quantity of recovery, 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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