

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28225 of 2021**

Arising Out of PS. Case No.-262 Year-2020 Thana- MOTIPUR District- Muzaffarpur

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Shubhlal Rai Son of Late Shiv Rai Resident of Village - Adalpur, P.S. -
Motipur, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raju Kumar
For the Opposite Party/s : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-02-2022 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 272, 273 of the Indian Penal Code and Section



30(a), 41(1)(2) of the Bihar Prohibition & Excise Act.

There is recovery of 160 litres of country made liquor from the house of Vijay Rai.

It is submitted by learned counsel for the petitioner that petitioner was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner. A statement has been made in para 3 of the petition that petitioner is accused in two other cases of similar nature apart from the present case.

Considering the fact that petitioner is accused in two other cases of similar nature apart from the present one, this Court is not inclined to grant anticipatory bail to the petitioner.

However, if the petitioner surrenders within a period of four weeks from today and pray for regular bail, the same may be considered by the learned Court below, keeping in view the facts stated above and without being prejudiced by the order of this Court.



With the aforesaid observation/direction, the
petition stands disposed off.

(Sunil Kumar Panwar, J)

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