

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25919 of 2022

Arising Out of PS. Case No.-644 Year-2021 Thana- MUFFASIL District- West Champaran

BASISTHA THAKUR @ VASISTH THAKUR SON OF LATE JOKHU
THAKUR R/O VILLAGE- NINWALIYA, P.S.- BETTIAH (MUFFASIL),
DISTRICT- WEST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Adv.

For the Opposite Party/s : Mr.Rajendra Prasad Nat, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 26-08-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through virtual mode.

Learned counsel for the petitioner undertakes to remove
the defects within four weeks of resumption of normal court
proceedings. In the eventuality of non-removal of defects within
stipulated period, office will place the matter before the Bench.

The petitioner apprehends his arrest in connection with
Bettiah (Muffasil) P.S. Case No.644 of 2021, registered for the
offence punishable under Sections 30(a) of the Bihar Prohibition
and Excise Act.

Allegedly 20 litres of country made liquor and other wine
making articles is said to have been recovered from the bush
situated near the bamboo clump of the petitioner, who fled away



from the spot on seeing the police.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has not committed any offence as alleged in the FIR. He has not been apprehended on the spot nor any incriminating article has been recovered from his conscious physical possession. He has been made accused in this case on the basis that he is a member of the syndicate involved in manufacture of illicit liquor. Petitioner has no concern with the recovery of the illicit liquor or any trade of liquor. Petitioner has two criminal antecedent.

Having regard to the facts and circumstances of the case, since petitioner is a member of syndicate involved in manufacture of illicit liquor, I am not inclined to enlarge him on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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