

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27051 of 2022

Arising Out of PS. Case No.-4 Year-2021 Thana- NADI P.S. District- Patna

Surendra Prasad Son Of Vishwanath Prasad Resident Of Mohalla - Rms
Colony, Pc Colony Kankarbagh, P.S.- Kankarbagh, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 26-08-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections
30(a)/36/41(1)/45 of the Bihar Prohibition and Excise Act and
Sections 353, 420, 427, 467, 468, 471/34 of the Indian Penal
Code.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that there is no recovery from the conscious
possession of the petitioner rather 36 liters of foreign liquor is



said to have recovered from the vehicle. He submits that the petitioner is the owner of the said vehicle. He further submits that petitioner has one criminal antecedent as stated in para-3 of the bail application.

Considering the facts that the illicit liquor has been recovered from the car of the petitioner, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Nadi P.S. Case No. 04 of 2021.

(Anjani Kumar Sharan, J)

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