

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28831 of 2022

Arising Out of PS. Case No.-362 Year-2018 Thana- SHAHPUR District- Patna

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MANOJ KUMAR @ MANOJ RAY SON OF LATE MOTI RAY R/O
VILLAGE- SHAHPUR, P.S.- SHAHPUR, DISTRICT- PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Mishra

For the Opposite Party/s : Mr.Sucheta Yadav

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-09-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

15 litres of illicit liquor has been recovered from the *verandah* of the house of the petitioner.

Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. It is further submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application. It is submitted that there is no recovery from the conscious possession of the petitioner.

Learned APP for the State opposed the prayer for



anticipatory bail of the petitioner and submitted that the liquor has been recovered from the *verandah* of the house of the petitioner.

Taking into consideration the fact that the liquor has been recovered from the *verandah* of the house of the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the petitioner is rejected in connection with Shahpur P.S. Case No.362 of 2018, pending in the court of learned Special Judge, Excise Act, Patna.

(Anjani Kumar Sharan, J)

Sanjay/-

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