

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32803 of 2022

Arising Out of PS. Case No.-102 Year-2022 Thana- MOTIPUR District- Muzaffarpur

Kanta Choudhary Son Of Late Chulahi Choudhary Resident Of Village-
Motipur, P.S.- Motipur, District- Muzaffarpur.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Malay Kumar Choudhary
For the Opposite Party : Mr.Sanjay Kumar Sharma

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 02-09-2022 Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 30(a)/37(C) of the Bihar
Prohibition and Excise Act.

Prosecution case is that 17.280 liters foreign liquor
was recovered from a Bolero car of which petitioner is the
registered owner.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. No incriminating material has been recovered from the
conscious possession of the petitioner and he is no way
connected with the aforesaid recovery as the said vehicle was
commercial one and was being used by some other person at the



relevant time. Petitioner has got no criminal antecedent.

Learned counsel for the State opposes the prayer for bail submitting that the recovery is from the car of which petitioner was registered owner.

Considering the nature of allegation, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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