

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43494 of 2021

Arising Out of PS. Case No.-227 Year-2020 Thana- PAKRIDAYAL District- East Champaran

Bamshankar Mahto @ Vamshankar Mahto, Son of Uber Mahto @ Ugr
Mahto, R/o Village Noniya Toli, Pakaridayal, Ward No.5, P.S. Pakaridayal,
District East Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Karandeep Kumar

For the Opposite Party/s : Syed Ehteshamuddin

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-01-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner apprehends his arrest in Pakaridayal
P.S. Case No.227 of 2020, registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act.

30 litres of country made *Chulai* liquor, 2.250 litres of
foreign liquor and 15 litres of country made *Chulai* liquor has
been recovered from the house of the petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. There is no recovery from the conscious
possession of the petitioner rather recovery has been made from
the abandoned house of the petitioner. The petitioner has no



manner of concern with the recovered liquor.

Learned APP for the State opposed the prayer for anticipatory bail of the petitioner.

Taking into consideration the fact that liquor has been recovered from 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.

(Anjani Kumar Sharan, J.)

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