

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35579 of 2022

Arising Out of PS. Case No.-860 Year-2021 Thana- AHYAPUR District- Muzaffarpur

Mahesh Chaudhary Son Of Late Pyarelal Chaudhary R/O Village-
Mithanpura, P.S.- Ahiyapur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Om Prakash Upadhyay
For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 09-09-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State through video conferencing.

The petitioner apprehends his arrest in Ahiyapur P.S.
Case No. 860 of 2021, registered for the offence punishable
under Section 290 of the Indian Penal Code and section 30(a)/36
of the Bihar Prohibition and Excise Act, 2016.

78.750 litres of illicit liquor has been recovered from
Alto car of which this petitioner is registered owner.

It is submitted that nothing has been recovered from
conscious possession of this petitioner and without his
knowledge and consent, vehicle of the petitioner was being used
by his son Rohit Kumar and his friend.

Counsel for the State vehemently opposed the bail
application and submitted that huge quantity of liquor has been



recovered from a car and petitioner is registered owner of the said car. Petitioner claims clean antecedent.

Considering the criminal antecedent, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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