

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39743 of 2022

Arising Out of PS. Case No.-196 Year-2022 Thana- ISLAMPUR District- Nalanda

MONU KUMAR Son of Ranjeet Singh Resident of village- Kobil, PS-
Islampur Dist.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nitu Kumari

For the Opposite Party/s : Mr.Shyam Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 30-09-2022 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 offence punishable under Sections 30(a) of the
Bihar Prohibition and Excise Act.

26.250 litres of foreign liquor has been recovered
from 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 had got no
criminal antecedent as stated in paragraph-3 of the bail
application. It is submitted that the said house is a joint family
property and 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 foreign liquor has been recovered from the house of the petitioner.

Considering the fact that illicit 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 in connection with Islampur P.S. Case No.196 of 2022, pending in the court of learned 4th Additional Sessions Judge-cum-Spl. Judge, Excise-2nd, Nalanda, Bihar Sharif.

(Anjani Kumar Sharan, J)

Sanjay/-

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