

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49839 of 2021

Arising Out of PS. Case No.-160 Year-2021 Thana- GOVINDPUR District- Nawada

SAURAV KUMAR Son of Vijay Singh Resident of Village - Rustampur, P.s.-
Roh, Distt.- Nawada, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shankar Kumar, Advocate

For the Opposite Party/s : Mr. Md. Anbzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 23-02-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 30(a) and 41 of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, on the motorcycle driven by the petitioner being stopped and searched, 20 litres of liquor was recovered from the bag being carried by the pillion rider.

It is submitted by learned counsel for the petitioner that neither the petitioner is the owner of the motorcycle nor has he any concern with the seized liquor. No incriminating article has been recovered from his possession. He is in custody since 8.7.2021 and charge sheet has been submitted in the case.

The application for bail is opposed by learned APP for the State who submits that the petitioner has an antecedent



under the Bihar Prohibition and Excise Act, 2016.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having an antecedent under the Bihar Prohibition and Excise Act, 2016, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Liberty is granted to the petitioner to renew his prayer on completing one year in custody.

(Partha Sarthy, J)

Prakash/-

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