

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44705 of 2022

Arising Out of PS. Case No.-537 Year-2021 Thana- BHAGWAN BAZAR District- Saran

DILIP MAHTO S/O LATE LAL BABU MAHTO Resident of East
Dahiyanwa, Rupganj, Adda No.- 2, P.S.- Nagar, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-10-2022 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30a/37c of the Bihar
Prohibition and Excise Act.

As per the prosecution case, 193 litres foreign liquor
was recovered from a car.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. Petitioner is neither the owner nor the driver of the
vehicle in question. No incriminating material has been
recovered from the conscious possession of the petitioner and he
is no way connected with the aforesaid recovery.

Learned counsel for the State submits that the



petitioner has got criminal antecedent of similar nature.

Considering the fact that the petitioner has got criminal antecedent of similar nature, 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 being prejudiced by this order.

(Prabhat Kumar Singh, J)

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