

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47458 of 2022

Arising Out of PS. Case No.-117 Year-2021 Thana- CHANPATIA District- West Champaran

Binod Mahto S/O Satyanarayan Mahto Resident Of Village - Garabhua, Lala
Tola, P.S.- Sirisiya O.P. , District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-11-2022 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner is apprehending his arrest in a case
in connection with Chanpatiya Sirisiya O.P. P.S. Case No.
117 of 2021 registered for the offences punishable under
Sections 30(a), 30(b), 30(c) of the Bihar Prohibition &
Excise Act.

There is recovery of 25 litres of country made
liquor from the bank of canal.

Learned counsel for the petitioner submitted that
the petitioner has falsely been implicated in this case and
nothing has been recovered from the conscious possession
of the petitioner.



Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer of the petitioner and submitted that petitioner has 3 antecedents of similar nature.

Considering the fact that petitioner is regular offender and he has antecedents of similar nature, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

The prayer for grant of anticipatory bail to the petitioner stands rejected.

However, if the petitioner surrenders and prays for regular bail, the same may be considered by the court below on its own merit without being prejudiced by this order of rejection.

(Sunil Kumar Panwar, J)

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