

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47397 of 2022

Arising Out of PS. Case No.-130 Year-2022 Thana- MAJHAULIA District- West Champaran

NAGINA NONIYA @ NAGINA S/o Chokat Noniya Resident of Village-
Karamwa, Ward No.07, P.s.- Majhauriya, District- West Champaran Bettiah,
Bihar.

... .. Petitioner/s

Versus

The State Of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar Mishra

For the Opposite Party/s : Mr. Arun Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 04-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that there is no recovery from the conscious
possession of the petitioner rather 2 litres of country made



liquor is said to have recovered from the house of the petitioner. He submits that allegation against the he along with other co-accused managed to ran away and police disclosed the name of the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail application.

Considering the facts and circumstance of the case and the fact that the said recovery is made from the house of the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail in connection with Majhauriya P.S. Case No. 130 of 2022. Accordingly, his prayer for anticipatory bail is hereby rejected.

(Anjani Kumar Sharan, J)

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