

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 4494 of 2021

Arising Out of PS. Case No.-139 Year-2020 Thana- NAYA RAM NAGAR District- Munger

1. MUKESH KUMAR SON OF BIJALI RAI @ RAM DULAR RAY
RESIDENT OF VILLAGE-SABNIMA BURAHARA, P.S.-
ATHAMALGOLA, DISTRICT-PATNA.
2. CHANDU KUMAR YADAV S/O BIJALI RAI @ RAM DULAR RAY
RESIDENT OF VILLAGE-SABNIMA BURAHARA, P.S.-
ATHAMALGOLA, DISTRICT-PATNA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Usha Kumari Singh

For the Opposite Party/s : Mr. Umesh Lal Verma, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

6 13-01-2022 Heard learned counsel for the petitioners and
learned counsel for the State.

The petitioners apprehend arrest in connection with
Nayaram Nagar P.S. Case No. 139 of 2020 registered under
Sections 30(a)/32 of the Bihar Prohibition and Excise Act.

Submission of learned counsel for the petitioners is
that petitioners are innocent and have falsely been implicated in
the present case. Petitioner no.1 is owner of the truck and
petitioner no. 2 is brother of petitioner no.1. Further he submits
that petitioners have no concern with the seized illegal wine.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioners by contending that

petitioners are named in the first information report. Further he submits that it is specifically stated in the first information report by the truck driver that the petitioner no. 1 is owner of the said truck and petitioner no. 2 is his brother, who has brought the illegal seized wine from the said truck. Hence, the petitioners do not deserve the privilege of anticipatory bail.

Having considered the facts and circumstances of the case and the submissions advanced on behalf of the State, this Court is not inclined to grant anticipatory bail to the petitioners. Accordingly, prayer of the petitioners is rejected.

(Arvind Srivastava, J)

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