

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59058 of 2021

Arising Out of PS. Case No.-150 Year-2020 Thana- DARAUNDA District- Siwan

CHHOTE KUMAR S/o Vijay Prasad R/o Village/Mohallah - Dakhin Tola,
Near Durga Mandir, P.S. - Siwan Town, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Aprajita
For the Opposite Party/s : Ms. Meena Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-06-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection with Darauna P.S. Case No.150 of 2020, registered for the offences punishable under Sections 30(a) and 38 of the Bihar Prohibition and Excise Act.

30 litres of Mahua wine is said to have been recovered from the three motorcycles.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. It is further submitted that there is no recovery from the conscious possession of the petitioner rather 30 litres of Mahua wine has been recovered from the three motorcycles. One of the motorcycles belongs to the petitioner. It is lastly



submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application.

Learned APP for the State opposes the prayer for anticipatory bail of the petitioner.

Taking into consideration the fact that one of the motorcycles belongs to the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Anjani Kumar Sharan, J.)

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