

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7894 of 2021

Arising Out of PS. Case No.-600 Year-2020 Thana- MASAUDHI District- Patna

ANIL SINGH @ ANIL KUMAR SINGH SON OF LATE MAHENDRA
SINGH R/O VILL.- DARIYAPUR, P.O.- BHAIWAN, P.S.- MASAUHRI,
DIST.- PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Sinha

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 01-02-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Masaurhi P.S. Case no. 600 of 2020 instituted for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

Prosecution case relates to recovery of 1458 litres of



IMFL from rice mill. The alleged rice mill belongs to the mother of the petitioner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. The alleged rice mill has been sealed on 7.7.2017 by the Certificate Officer-cum-Subdivisional Officer, Masaurhi. Petitioner has no concern with the alleged recovery. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious and constructive possession.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that from perusal of para 119 of the case diary it appears that place of occurrence relates to the petitioner from where huge quantity of liquor has been recovered, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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