

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62876 of 2021

Arising Out of PS. Case No.-1 Year-2021 Thana- SANGRAMPUR District- East Champaran

VISHWANATH MUKHIYA Son of Shobhan Mukhiya Resident of Village -
Sangram Pur Bin Toli, P.S.- Sangram Pur, Distt.- East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Shankar Shrivastava
For the Opposite Party/s : Mr.Damodar Prasad Tiwary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-05-2022 Heard learned counsel for the petitioner and learned
app for the State.

Learned counsel for the petitioner is expected to
honour his undertaking given in the instant case for depositing
the requisite court fee and to remove the defects as pointed out
by the office when called upon to do so by the office.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Excise Prohibition Act, 2016

As per allegation in the F.I.R. total 300 litres liquid for
preparing wine was destroyed and 15 litres country made wine
was recovered from the Bhati of Vishwanath Mukhiya
(Petitioner).

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is innocent and has been falsely implicated in this case. He has got no criminal antecedent. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession.

Learned APP appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Having heard learned counsel for the parties and taking into consideration that the alleged bhati belongs to the petitioner, from where recovery of country made wine has been made.

I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

Ranjeet/-

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