

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66460 of 2021

Arising Out of PS. Case No.-37 Year-2021 Thana- BIHARSHARIF RAIL P.S. District- Patna

VISHAL KUMAR @ RAVI SHANKAR Son of Mithlesh Prasad Resident of
Mohalla - Kanti Factory, Shiv mandir Road No. -4, Police Station -
Agamkuan and District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Kanhaiya Kishore, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 25-04-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 59.4 litres of liquor was recovered from the possession of the petitioner who was taken into custody.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case because of his antecedents. Referring to the contents of the FIR together with the two seizure lists it is submitted that the allegations levelled in the FIR are contrary to each other. No incriminating article has been recovered from the petitioner's



possession who is in custody since 26.8.20221 and chargesheet has been submitted in the case.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the recovery of 59.4 litres of liquor from the possession of the petitioner who was taken into custody together with the three antecedents of the petitioner under the Bihar Prohibition and Excise Act, 2016, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Liberty is granted to the petitioner to renew his prayer for bail on completing one year in custody.

(Partha Sarthy, J)

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