

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57468 of 2022

Arising Out of PS. Case No.-104 Year-2019 Thana- BARH District- Patna

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Suranjan Kumar S/O Ram Briksh Prasad Yadav @ Ram Briksh Yadav
Resident of village- Milkipar, Dayachak, P.S.- Barh, District- Patan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 02-12-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State through video conferencing.

The petitioner apprehends his arrest in Barh P.S. Case
No. 104 of 2019 corresponding to Special Case No. 2192 of
2019, registered for the offence punishable under Sections
30(a), 38 and 41 of the Bihar Prohibition and Excise Act, 2016.

244 litres of country made liquor has been recovered
from the field of one Late Suresh Yadav.

It is submitted that nothing has been recovered from
conscious possession of this petitioner. Recovery has been made
from open place and petitioner has got no concern with the
seized liquor.

Counsel for the State vehemently opposed the bail
application and submitted that petitioner has got one criminal



antecedent of similar nature.

Considering the facts aforesaid and criminal antecedent, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected in view of the provision 76(2) of the Bihar Prohibition and Excise Act.

(Prabhat Kumar Singh, J)

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