

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11662 of 2023**

Arising Out of PS. Case No.-346 Year-2022 Thana- GOH District- Aurangabad

=====

OM PRAKASH KUMAR @ OM PRAKASH YADAV Son of Arvind Yadav
Resident of Village- Akauni, P.S.- Goh, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Santosh Kumar Pandey
For the Opposite Party/s : Ms. Veena Kumari Jaiswal

=====

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 27-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in a case registered for the offence punishable under Section 30(a)/30(c) of the Bihar Prohibition and Excise Act.

6 litres of country made liquor has been recovered from the place of occurrence. The police destroyed 800 litres of *Jawa Mahua* at the place of occurrence. Gas cylinder and other utensils were also recovered from the place of occurrence.

Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. It is submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application. It is further submitted that there is no recovery from



the conscious possession of the petitioner.

Learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner by submitting that the *Chowkidar* has disclosed the name of the petitioner as member of the syndicate involved in manufacturing of illicit liquor.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for grant of anticipatory bail to the petitioner is hereby rejected in connection with Goh P.S. Case No.346 of 2022, pending in the court of learned Special Judge, Excise, IInd, Aurangabad.

(Anjani Kumar Sharan, J)

S.KUMAR/-

U		T	
---	--	---	--

