

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20762 of 2022

Arising Out of PS. Case No.-102 Year-2019 Thana- RAGHUNATHPUR District- Siwan

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Ankur Yadav @ Ankul Yadav Son Of Hareram Yadav R/O-Village-
Harnathpur, P.S.-Raghunathpur, Dist.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Md. Shakir Ahmad, Advocate

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

9 04-01-2023 Heard Ms. Kumari Anupam, learned counsel for the

petitioner and Mr. Md. Shakir Ahmad, learned counsel for the

State.

The allegation against the petitioner is that he was
apprehended along with 450 cartoon containing 48 bottles of
180 ml Indian made foreign liquor from the truck bearing
Registration No. UP-25DT-2465.

The petitioner was granted provisional bail vide order
dated 15.06.2022. The State was directed to file report with
respect to the measures taken to implement the Bihar
Prohibition and Excise Act in its true spirit. However, from the
record it appears that no specific report has been filed by the
State in the present case in terms of the order dated 15.06.2022.
In such circumstances, in many cases it has been observed by
this Court that the Authority of the State has failed to implement



the Act in its true spirit and the matter has been referred before Hon'ble the Chief Justice for instituting PIL in Cr. Misc. No. 14308 of 2022 (Niraj Singh @ Niraj Kumar Singh v. The State of Bihar) dated 09.11.2022 taking into consideration the larger public interest in view of the fact that several death tragedies were being caused everyday.

Provisional bail granted vide order dated 15.06.2022 is made absolute on the same terms and conditions as contained in order dated 15.06.2022.

With the above observations and directions the present application stands disposed of.

(Purnendu Singh, J)

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