

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20641 of 2023

Arising Out of PS. Case No.-68 Year-2023 Thana- VAISHALI District- Vaishali

Vikash Kumar @ Vivek Kumar S/O- Lakhindra Rai Village- Jatkauli Ps Dist-
Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Ranjit Kumar Thakur
For the Opposite Party : Mr.Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 19-06-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30a of the Bihar
Prohibition and Excise Act.

As per the prosecution case, 9 liters foreign liquor
was recovered from the house of the petitioner.

Learned counsel appearing for the petitioner submits
that the no incriminating material has been recovered from the
conscious possession of the petitioner and the house in question
is his joint family property. Petitioner has got no criminal
antecedent.

Learned counsel for the State submits that the
recovery has been made from the house of the petitioner, as
such, this pre-arrest bail petition is not maintainable in view of
Full Bench decision of this Court rendered in the case of **Ram**



Vinay Yadav vs. The State of Bihar reported in **2019(2)**
P.L.J.R. 1089 (F.B.).

Considering the aforesaid decision of this Court, this
pre-arrest bail petition is dismissed as not maintainable.

(Prabhat Kumar Singh, J)

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