

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20399 of 2023**

Arising Out of PS. Case No.-253 Year-2021 Thana- BAUNSI District- Banka

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RUPESH YADAV @ RUPESH KUMAR Son of Sunil Yadav R/o Vill.-
Raghunathpur Hira Tola, P.S.- Sahebpur Kamal, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Ramesh Chandra, Addl. Public Prosecutor

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 15-05-2023 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) and 32(2) of the
Bihar Prohibition and Excise Act.

Prosecution case is that 98.7 litres of foreign liquor
was recovered from a mini truck.

Learned counsel appearing for the petitioner submits
that the recovery has been made from the mini truck. No
incriminating material has been recovered from the conscious
possession of the petitioner. Petitioner claims clean antecedent.

Learned counsel for the State opposes the prayer for
bail and submits that petitioner is the registered owner of the
vehicle in question.



Considering the fact that the petitioner is the registered owner of the said vehicle from which the huge quantity of liquor has been recovered, the prayer for anticipatory bail is rejected.

(Prabhat Kumar Singh, J)

Alok Verma/-

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