

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30355 of 2023**

Arising Out of PS. Case No.-340 Year-2021 Thana- BIBHUTIPUR District- Samastipur

MD. SABIR @ SAVIR SAH Son of Late Md. Sabbir @ Late Md. Salim Shah
Resident of village - Belsandi Tera, P.S. - Bibhutipur, Distt. - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Hussamuddin Azad , Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, Addl. Public Prosecutor

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

2 19-05-2023

Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) of the Bihar
Prohibition and Excise (Amendment) Act-2018.

Prosecution case is that 134.250 liters of foreign
liquor were recovered from the Pickup van.

It is submitted that the petitioner is innocent and has
falsely been implicated in this case. He is neither driver nor
owner of the vehicle in question. No incriminating material has
been recovered from the conscious possession of the petitioner.

However, learned counsel for the State opposed the
bail petition of the petitioner and submitted that the petitioner



has got one criminal antecedent of similar nature.

Considering the facts of the case as also the fact that petitioner has got one criminal antecedent of similar nature, prayer for anticipatory bail is rejected.

(Prabhat Kumar Singh, J)

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