

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45061 of 2023

Arising Out of PS. Case No.-386 Year-2022 Thana- BIRAUL District- Darbhanga

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Gautam Kumar Jha @ Gautam Jha Son of Ramesh Jha Resident of village -
Kataiya, Post - Ladaho, P.S.- Biraul, District - Darbhanga.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Ms/Mrs. Shilpi Keshri, Advocate

For the Opposite Party/s : Ms/Mrs. Meena Singh, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 16-08-2023 Heard learned counsel for the petitioner and the State.

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

3. As per the prosecution case, about 67 liters illicit
liquor was recovered from a Bolero vehicle.

4. Learned counsel appearing for the petitioner
submits that no incriminating material has been recovered from
the conscious possession of the petitioner. Petitioner is neither
owner nor driver of the vehicle in question.

5. Learned counsel appearing for the State opposes
the prayer for bail and submits that petitioner has got criminal
antecedent of similar nature, as such, he cannot be allowed
privilege of pre-arrest bail.

6. Considering the fact that the petitioner has got



criminal antecedent of similar nature, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

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