

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50635 of 2023

Arising Out of PS. Case No.-546 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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KANHAIYA KUMAR Son of Sankar Tanti Resident of Village-Khamhar,
P.S.-Muffasil, District-Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Braj Bhushan Poddar
For the Opposite Party/s : Mr. Mohammed Arif

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 11-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Begusarai
Muffasil P.S. Case No. 546 of 2022 registered for the offences
punishable under Section 272, 273, 120(b) of the Indian Penal
Code and Section 30(a) of Bihar Prohibition and Excise Act,
2018, pending in the Court of learned Exclusive Special Excise
Judge-1st, Begusarai.

3. As per the prosecution case, 1228.620 liters of
foreign liquor is said to have been recovered from a Bolero
pickup van.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this



case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. He submits that the petitioner has no any concern with the seized vehicle or seized liquor. The petitioner has got no criminal antecedent as mentioned in para-3 of the bail application.

5. Learned APP for the State opposes the prayer for anticipatory bail and submits that the petitioner is also involved in the present case.

6. Considering the facts and circumstances of case and the fact that huge quantity of illicit liquor is recovered, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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