

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55861 of 2023

Arising Out of PS. Case No.-127 Year-2023 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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JANARDHAN MAHTO @ JANARDHAN KUMAR MAHTO Son of
Premchand Mahto Residence of village - 108, Brahman Tola, P.S. - Godda,
Distt. - Godda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar , Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 29-08-2023 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 420 , 467 , 468 , 471 ,
120-B and sections 30 (a) , 32 , 36, 41 (i)(ii) of the Bihar
Prohibition and Excise Act.

3. Prosecution case is that total 3605 liters of illicit
liquor were recovered from truck bearing Registration No.
BR10G-5742.

4. It is submitted that the petitioner is neither driver
nor owner of the truck in question . He has been made accused
in this case merely on the basis of suspicion . No incriminating
material has been recovered from the conscious possession of



the petitioner.

5. However, learned counsel for the State opposes the bail petition and submits that petitioner has got one criminal antecedent of similar nature .

6. 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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