

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69565 of 2022

Arising Out of PS. Case No.-23 Year-2021 Thana- PANJWARA District- Banka

CHANDRA KISHOR PRASAD @ CHANDRA SHEIKHAR PRASAD S/O
Late Damodar Prasad R/O Mundichak, P.S- Kotwali, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 20-06-2023 Heard learned counsel for the petitioner and the State.

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

As per the prosecution case, 165 liters of illicit beer has been recovered from a pick up van of which this petitioner is registered owner.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner being owner of the vehicle was not aware of nature of consignment transported through the vehicle. Petitioner has got clean antecedent.



Learned counsel appearing for the State opposes the prayer for anticipatory bail and submitted that huge quantity of illicit beer has been recovered from a pick up van of which this petitioner is registered owner.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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