

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66896 of 2023

Arising Out of PS. Case No.-197 Year-2023 Thana- CHERIYA BARIYARPUR District-
Begusarai

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Gautam Kumar @ Gautam Yadav Son Of Jai Jai Ram Yadav R/O- Village-
Kanausi, Po- Garhpura At Present Residing In Vill- Maheshwara, Ps-
Nawkothe, Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kumar Binode Bariar

For the Opposite Party/s : Mr.Abhay Kumar Roy

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-10-2023 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 and section 120B of the Indian Penal
Code.

3. As per the prosecution case, 103 liters illicit liquor
was recovered from the spot.

4. Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has falsely been
implicated in this case. No incriminating material has been
recovered from the conscious possession of the petitioner and he
is no way connected with the aforesaid recovery.



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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