

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67212 of 2023

Arising Out of PS. Case No.-1277 Year-2023 Thana- Excise P.S. District- Patna

Munna Barnwal, Son of Late Daso Barnwal, Resident of Village - Mahadev
Nagar, P.S. - Sukhdev Nagar, District- Ranchi (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Kanhaiya Kishore (APP.100)

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 17-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Special Case No. 6168/2023, arising out of Excise Patna P.S.
Case No. 1277/2023, lodged on 08.08.2023 under Sections
30(a) and 56(b) of the Bihar Prohibition and Excise
(Amendment) Act, 2022.

3. As per the prosecution case, total 199.875 litres of
illicit foreign liquor has been recovered from a Mahindra Pick
Up Van which is the subject matter of the present case.

4. Learned counsel for the petitioner submits that the
petitioner has not been apprehended from the place of
occurrence, rather allegedly, he was arrested upon chase when
he was trying to flee away from the scene after coming out from



the vehicle. The petitioner is in custody since 09.08.2023 and is accused in one more criminal case in which he is on bail.

5. Learned counsel for the State opposes the prayer for bail and submits that the antecedent of the petitioner is not clean as he is accused in one more criminal case of similar nature.

6. In the present facts and circumstances, I am not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Special Case No. 6168/2023, arising out of Excise Patna P.S. Case No. 1277/2023, pending before the learned Special Judge-Excise, III, Patna is hereby rejected.

8. However, the petitioner would at liberty to renew his prayer for bail after framing of charge.

9. With this observation, the bail application stands disposed of.

(Dr. Anshuman, J)

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