

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.271 of 2023

Arising Out of PS. Case No.-72 Year-2022 Thana- JAGDISHPUR District- Bhojpur

1. Shivjee Singh S/O Late Rajdhari Singh Resident Of Village- Harbansh Ke Tola, Narayanpur, P.S.- Jagdishpur, District- Bhojpur.
2. Santosh Singh S/O Shivjee Singh Resident Of Village- Harbansh Ke Tola, Narayanpur, P.S.- Jagdishpur, District- Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rama Kant Singh

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-01-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. He submits that there is no recovery from the conscious possession of the petitioners rather 50 liters of Mahua wine, one Gas Cylinder and other utensil are said to have been recovered from the place of occurrence. He submits that the similarly situated co-accused has already been granted bail by a coordinate Bench of this Court. He further submits that



petitioners have one criminal antecedent as stated in para-3 of the bail application.

However, learned APP for the State opposes the prayer for bail and submits that the petitioners are the member of syndicate who were manufacturing the illegal liquor.

Considering the facts and circumstance of the case, I am not inclined to enlarge the petitioners on bail. Accordingly, their prayer for anticipatory bail is rejected in connection with Jagdishpur P.S. Case No. 72 of 2022.

(Anjani Kumar Sharan, J)

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