

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74399 of 2024

Arising Out of PS. Case No.-233 Year-2024 Thana- GOH District- Aurangabad

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Kundan Sharma @ Kundan Kumar @ Sudhir Kumar S/O Late Vinod Sharma
Resident of Village- Daudnagar, P.S.- Goh, District- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Goh P.S. Case No. 233 of 2024, registered for the offences
punishable u/s 132 of B.N.S. Act, 2023 and Section 30
(a) of the Bihar Prohibition & Excise Amendment Act, 2022.

3. Allegedly, 21 liters of country made liquor is said to
have been recovered from the house of the petitioner.

4. It is submitted by learned counsel for the petitioner that
the petitioner is quite innocent and has committed no offence.
He has been falsely implicated in this case merely due to
suspicion. No incriminating article has been recovered from his
conscious physical possession. He has no concern with the
seized liquor or vehicle. Petitioner has one criminal antecedent



which is not of similar nature as mentioned in para 3 of the bail application.

- 5. Learned APP for the State opposed the prayer for bail.
- 6. Considering the aforesaid facts and circumstances and the fact that the alleged recovery has been made from the house of the petitioner, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.
- 7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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