

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77500 of 2024

Arising Out of PS. Case No.-269 Year-2024 Thana- PARSA District- Saran

Shailesh Kumar @ Shailesh Kumar Rai Son of Vakil Ray Resident of Village
- Anjani Mathiya, P.S. - Parsa, District - Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Adv.

For the Opposite Party/s: Mr. Ramesh Chandra, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-11-2024 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The petitioner apprehends his arrest in connection with
Parsa P.S. Case No. 269 of 2024 registered for the offences
punishable under Section 30 (a) of the Bihar Prohibition and
Excise Act.

3. Altogether 89.120 litres of foreign liquor has been re-
covered from the house of the apprehended co-accused Balister
Kumar.

4. It is submitted by learned counsel for the petitioner
that the petitioner is quite innocent and has committed no of-
fence. No incriminating article has been recovered from the
conscious physical possession of the petitioner. Petitioner has
no concern either with the seized liquor or any trade of liquor.



The allegation levelled against the petitioner is totally false and based on concocted facts. His name has been transpired in the present case merely on the basis of the confessional statement of the apprehended co-accused person, who is full brother of the petitioner. He has falsely been implicated in this case at the instance of his enemy by planting the aforesaid recovery in his house. He has nothing to do with the alleged occurrence. He was not apprehended on the spot. It is further submitted that petitioner has two criminal antecedents of similar nature of offence that of the present case.

5. Learned APP for the State opposes the prayer for bail.

6. Having regard to the facts and circumstances of the case, place of recovery and criminal antecedents of the petitioner having similar nature of offence that of the present case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. Accordingly, this application stands dismissed.

(Anjani Kumar Sharan, J)

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