

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41029 of 2025

Arising Out of PS. Case No.-62 Year-2025 Thana- KALYANPUR District- Samastipur

Abadhesh Kumar @ Abadhesh Rai @ Abadhesh Ray @ Abadhesh Kumar Rai
son of Mohit Ray Resident of Village -Purushottampur, PS -Kalyanpur,
District- Samastipur, Bihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

For the Opposite Party/s : Mr. Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 02-07-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 30(a) and
41(1) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 401.04 litres of
illicit foreign liquor has been recovered, out of which 176.4
litres of illicit foreign liquor has been recovered from the hut of
the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in the present case.
Nothing incriminating has been recovered from the conscious
possession of the petitioner.



5. Learned A.P.P. for the State submits that 176.4 liters of illicit foreign liquor was recovered from the hut of the petitioner. He further submits that petitioner is not entitled to the privilege of anticipatory bail in view of Full Bench decision of this Court rendered in the case of *Ram Vinay Yadav vs. The State of Bihar* reported in **2019(2) P.L.J.R. 1089 (F.B.)**.

6. Considering the aforesaid decision of this Court, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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