

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40128 of 2025

Arising Out of PS. Case No.-359 Year-2025 Thana- AHIYAPUR District- Muzaffarpur

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Pappu Sahni @ Pappu Kumar S/o Bhogendra Sahni @ Bhogindra Sahni @
Bhogi Sahni R/o Village- Amar Singh Asthan, Shekhpur Dhab, P.S.-
Ahiyapur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Shashank Shekhar, Advocate
For the State : Mr. Pradeep Narain Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-06-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

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

3. As per prosecution case, 75.70 litres illicit foreign
made liquor was recovered from the hut of this petitioner.

4. Learned counsel appearing for the petitioner
submits that petitioner is innocent and has falsely been
implicated in this case. No incriminating material has been
recovered from the conscious possession of this petitioner and
he is in no way connected with the aforesaid recovery.

5. On the other hand, learned APP appearing for the



State submits that petitioner is not entitled to the privilege of anticipatory bail in view of decision of the Full Bench of this Hon'ble 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.)*. Petitioner has got five criminal antecedents out of which three are of similar nature.

6. Considering the nature of accusation, recovery of huge quantity of illicit liquor, aforesaid decision of this Court and fact that petitioner has got five criminal antecedents out of which three are of similar nature, the prayer for grant of anticipatory bail to this petitioner is rejected.

(Prabhat Kumar Singh, J)

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