

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.49742 of 2025**

Arising Out of PS. Case No.-476 Year-2025 Thana- MOHANIYA District- Kaimur (Bhabua)

Upendra Ram Son of Doodh Nath Ram Resident of Karmahri P.S -Mohania,  
Dist- Kaimur

... .. Petitioner/s

## Versus

## The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Aquaib Khan, Advocate

For the Opposite Party/s : **Mr. Rajendra Nath Jha, APP**

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      22-07-2025      Heard learned counsel for the petitioner and  
the State .

2. Petitioner apprehends arrest in a case registered for the offence punishable under section 30(a) of the Bihar Prohibition and Excise Act.

3 . Prosecution case is that 07 liters country made liquor was recovered from house of this petitioner.

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

5 . Learned counsel for the State submits that the recovery has been made from the house of the petitioner. He



further submits that petitioner is not entitled to the privilege 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, this pre-arrest bail petition is rejected.

(Prabhat Kumar Singh, J)

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