

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4014 of 2015

Arising Out of PS.Case No. -33 Year- 2014 Thana -GOVERNMENT OFFICIAL COMP. District-
SIWAN

Vishwanath Choudhary, Son of Late Kariman Choudhary, Resident of
Village Dhudhara, P.S. Gorea Kothi, District Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Ramchandra Sahni, Advocate

For the Opposite Party : Mr. B.N. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 29-01-2015

Heard both sides.

The petitioner apprehends his arrest in C.II 33 of
2014, registered for the offence punishable under Section 47A of
the Excise Act.

According to the prosecution report, the excise
officials raided the house of the petitioner situated in Village
Dhuthara, P.S. Gorea Kothi, District Siwan and recovered 120
litres of country made liquor kept in three jerkins.

Learned counsel for the petitioner submits that the
petitioner is resident of Village Basawa, P.S. Basantpur, District
Siwan which would appear from the voter identity card of the
petitioner. The house from which the recovery has been made
does not belong to the petitioner.

On perusal of the records, it appears that the excise officials made very specific allegation that the house of the petitioner situated in Village Dhuthara was raided and from there 120 litres of country made liquor was recovered. Hence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected in connection with C.II 33 of 2014, pending in the court of learned Chief Judicial Magistrate, Siwan.

(Prabhat Kumar Jha, J.)

Sanjay/-

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