

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48083 of 2014

Arising Out of PS.Case No. -168 Year- 2012 Thana -TRIVENIGANJ District- SUPAUL

=====

1. Heera Yadav Son of Satya Narayan Yadav Resident of Village - latauna
Tola Nipunia, Police Station - Triveniganj, District - Supaul.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Ram Sewak Choudhary(App)

=====

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 23-04-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

Petitioner seeks anticipatory bail in a case registered for
the offences punishable under Section 47A of the Excise Act.

I do not feel inclined to entertain this anticipatory bail
application for the simple reason that Triveniganj P.S. Case No.
168 of 2012 was instituted on 13.12.2012. The petitioner
thereafter, approached the learned Sessions Judge, Supaul by
filing ABP No. 39 of 2013. The said anticipatory bail application
was rejected on 20.3.2013. Despite rejection of the application for
anticipatory bail by the learned Sessions Judge, Supaul, the
petitioner did not surrender before the Court below nor did he
approach this Court immediately thereafter. The present bail

application has been filed on 1.12.2014.

In view of the above, this application for anticipatory bail is rejected.

The petitioner is directed to surrender before the Court below within four weeks from today. He may seek regular bail thereafter and if he does so, the Court below shall consider the same on its own merit without being prejudiced by the rejection of the present anticipatory bail application as I have not rejected the bail application on merits.

(Chakradhari Sharan Singh, J)

ArunKumar/-

U			
---	--	--	--