

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7079 of 2017

Arising Out of PS.Case No. -57 Year- 2016 Thana -BELCHAR District-
WESTCHAMPARAN(BETTIAH)

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1. Chandan Kumar Pandey @ Chandan Pandey Son of Ghanshyam Pandey
resident of village - Patharighat Khushi Tola, P.S. - Bairiya, District - West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Gautam

For the Opposite Party/s : Mr. Sri Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-02-2017 The petitioner is in custody since 03.09.2016 in
connection with Balthar P.S. Case No. 257 of 2016, registered for
offences punishable under Section 47(A), 57 of the Bihar Excise
(Amendment) Act, 2016.

Allegation is of recovery of 153 litres of Nepali liquor.

It has been submitted on behalf of the petitioner that
neither anything has been recovered from the possession of the
petitioner nor the petitioner has been apprehended on the spot but
only on the basis of confessional statement of co-accused, namely,
Ranjan Kumar, the petitioner has been made accused in the
present case and he has been in judicial custody since 03.09.2016.

Heard learned A.P.P. also.



Having heard both side, considering the fact that huge quantity of liquor has been recovered in this case and also that petitioner has criminal antecedent as he is accused in as many as two other cases, out of which one case is of similar nature as the present one, I am not inclined to grant the petitioner, the privilege of bail, at this stage, it is accordingly rejected.

However, the petitioner may renew his prayer for bail in the court below itself after remaining in custody for further four months.

With the above observation, this application is disposed of.

(Vinod Kumar Sinha, J)

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