

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 23072 of 2018

Arising Out of PS. Case No.-828 Year-2017 Thana- Motihari Town District- East Champaran

Arjun Prasad @ Arjun Kumar Son of Prabhu Prasad Resident of Village-
Gandhi Nagar Ramna, P.S. Motihari, District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Pratik Tondon

For the Opposite Party/s : Mr. Binod Kumar 3

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 23-04-2018 Heard Sri Pratik Tondon, learned counsel for the
petitioner and Sri Binod Kumar No. 3, learned Addl. Public
Prosecutor.

The sole petitioner, apprehending his arrest in
Motihari Town P.S. Case No. 828 of 2017 registered for offence
under Section 30(a), 41(1) of the Bihar Prohibition and Excise
Act, 2016, has prayed for grant of bail in the event of his arrest
or surrender.

It was submitted by learned counsel for the petitioner
that only on the basis of confessional statement of co-accused,
petitioner has been made accused. He further submits that it is
true that petitioner is also accused in one another case i.e.
Turkaulia P.S. Case No. 678 of 2017 registered for offence
under Sections 272, 273 of the Indian Penal Code and under the



provision of Excise Act, however; in the said case, he has been extended the privilege of anticipatory bail on the ground that his name had come on confessional statement of co-accused.

Be that as it may considering the fact that petitioner is having antecedent showing that he was accused in relation to Excise Act, there is no reason to extend the privilege of anticipatory bail.

Dismissed.

(Rakesh Kumar, J.)

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