

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76922 of 2018

Arising Out of PS. Case No.-246 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

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Kumar Ankesh @ Bikky Sinha Son of Late Avinash Sinha, Resident of
Village- Baghi Muhalla, P.S.- Town Lohiya Nagar O.P., District- Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pritish Kumar Lal
For the Opposite Party/s : Mr.Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 16-01-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for anticipatory bail, arises out of
Complaint Case No. 246C2 of 2018, disclosing offences under
Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Mr. Pritish Kumar Lal, learned counsel, appearing on
behalf of the petitioner, has attempted to convince this Court
that even if the case of the prosecution, as narrated in the
prosecution report is treated to be correct, no offence against the
petitioner is made out. He contends that the petitioner has been
implicated only on the basis of a disclosure made by Santosh
Kumar, a driver.

On perusal of the prosecution report, I find that the



case under the provisions of Excise Act is made out against the petitioner.

This application for anticipatory bail, in my view, is therefore, not maintainable and is accordingly dismissed.

The petitioner is directed to surrender before the Court below within four weeks from today and seek regular bail, if so advised. If he does so, his application for regular bail shall be considered on its own merit, without being prejudiced by rejection of the present application for grant of anticipatory bail by this Court.

(Chakradhari Sharan Singh, J)

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