

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84415 of 2019

Arising Out of PS. Case No.-171 Year-2019 Thana- BACHHWARA District- Begusarai

Chandan Chohdhary @ Chandan Kumar Son of Late Harinandan Choudhary,
Resident of Village- Godhna, P.S.- Bachhwara, District- Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr.Nand Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 19-12-2019 Heard learned counsel for the petitioner and learned
APP for State.

The petitioner in this case is seeking anticipatory bail
in connection with Bachhwara P.S. Case No. 171 of 2019
registered for the offences punishable under Sections 30(a) of
the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. It is further submitted that the petitioner was not
present at the place of occurrence although the vehicle in
question belongs to the petitioner but he has no knowledge with
regard to that his vehicle is being used in carrying the illicit
liquor, he had simply given his vehicle to the other persons for
driving it.



Learned APP for the State is present and has opposed the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case wherein the petitioner is named in the FIR and has been identified in the torch light while fleeing away with Pick-Up van loaded with huge quantity of illicit liquor and that the petitioner has got criminal antecedent including that of one case under the Bihar Excise and Prohibition Act, 2016 in which he is on bail, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

Application is dismissed.

In case the petitioner surrenders and prays for regular bail within a period of four weeks in the court below, his prayer for regular bail shall be considered on its own merit.

(Rajeev Ranjan Prasad, J)

vats/ved

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