

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.5890 of 2020**

Arising Out of PS. Case No.- Year-0 Thana- District- East Champaran

RATNESH CHAUDHARY Son of Premilal Chaudhary Resident of Village -
Banjaria, P.S. - Madhuban, District - East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Jitendra Narain Sinha, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

3 30-06-2020 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner, in the present case, is seeking anticipatory
bail in connection with Trial No. 823 of 2018 registered under
Section 47(a) of the Bihar Excise Act, pending in the court of
learned 9th Additional Sessions Judge – cum – Special Judge,
Excise, East Champaran, Motihari.

Learned counsel for the petitioner submits that the
present case is of the year 2009, petitioner has been falsely
implicated in this case, no recovery has been made from the
premises of the petitioner and petitioner has got no criminal
antecedent.

Learned A.P.P. for the State has opposed the prayer for
anticipatory bail of the petitioner.



Having regard to the facts and circumstances of the case wherein it is a case of the year 2009 and for the last 10 years petitioner did not submit himself to the jurisdiction of the Court because of which the trial has remained pending and even process under Section 82 and 83 Cr.P.C. has been taken out against the petitioner, this court is not inclined to grant privilege of anticipatory bail to the petitioner.

This application is dismissed.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

