

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36166 of 2020

Arising Out of PS. Case No.-172 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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CHANDAN KUMAR Son of Late Surendra Rai Resident of Village-
Bahadurpur Kancha, P.S.- Sarairanjan (Ghatho), District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raja Ram Mishra
For the Opposite Party/s : Mr. Ram Priya Sharan Singh

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 27-01-2021 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Excise Case No. 172 of 2019, registered for the offences
punishable under Sections 30 (a) of the Bihar Prohibition and
Excise Act, 2016.

This is the second attempt on behalf of the petitioner
for grant of anticipatory bail. Earlier, the prayer for anticipatory
bail of the petitioner was dismissed as withdrawn, vide order,
dated 09.07.2019, passed in Criminal Misc. No. 42417 of 2019.

The allegation, as per the prosecution report, is that
the Excise officials recovered a total quantity of 107.16 litres of
illicit liquor from the paddy house of the petitioner.



Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and he has falsely been implicated in this case with oblique motive. He further submits that the paddy house of the petitioner is situated outside of his house and the same is accessible to all and sundry.

After having heard learned Counsel for the parties and taking into consideration the fact that earlier, the anticipatory bail application of the petitioner was dismissed as withdrawn and the present anticipatory bail application has been preferred by the petitioner without any subsequent development in the matter, I am not inclined to entertain this second anticipatory bail application.

This application is, accordingly, dismissed.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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