

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43135 of 2022

Arising Out of PS. Case No.-197 Year-2022 Thana- BETTIAH CITY District- West
Champaran

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CHOKAT MAHTO S/O LATE TUNNA MAHTO Resident of village-
Kalibag, Ward No.- 04, P.S.- Kalibag O.P. District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar
For the Opposite Party/s : Mr.Harendra Prasad

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-10-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

37.800 litres of foreign liquor has been recovered
from the place of occurrence.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. It is further submitted that petitioner has got no
criminal antecedent as stated in paragraph-3 of the bail
application. It is submitted that the house does not belong to the
petitioner and he does not live in the said house as a tenant. It is



also submitted that there is no recovery from the conscious possession of the petitioner.

Taking into consideration the facts and circumstance of the case, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the petitioner is rejected in connection with Bettiah (T) Kalibag O.P. P.S. Case No.197 of 2022, pending in the court of learned Special Judge, Excise, Bettiah, West Champaran.

(Anjani Kumar Sharan, J)

Sanjay/-

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