

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22422 of 2021**

Arising Out of PS. Case No.-183 Year-2020 Thana- BUNIYAD GANJ District- Gaya

RAKESH CHAUDHARY @ THAKRA @ RANJIT KUMAR SON OF
CHARITAR CHAUDHARY RESIDENT OF VILLAGE- MAHUAR KALA,
P.S.- BUNIYADGANJ, DISTRICT- GAYA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Kumar

For the Opposite Party/s : Mr. Sanjay Kumar Sharma

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 03-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30 (a) of the Bihar Prohibition and Excise Act, 2018.

3. It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from the conscious physical possession of the petitioner rather 12 liters of country made liquor is said to have been recovered from the house of the petitioner. He has no concern either with the seized liquor or the place of recovery or any trade of liquor. He has been falsely implicated in this case at the instance of his enemy. It is further submitted that the alleged house from



which recovery has been made is a joint family house.
Petitioner has no criminal antecedent as mentioned in para-3 of
this application.

4. Having regard to the facts and circumstances of
the case as well as the fact that recovery has been made from
the house of the petitioner, I am not inclined to enlarge him on
anticipatory bail.

5. The prayer for anticipatory bail of the petitioner is
hereby rejected.

(Anjani Kumar Sharan, J)

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