

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44893 of 2023

Arising Out of PS. Case No.-452 Year-2014 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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PRADEEP CHAUDHARY SON OF JAGESAR CHAUDHARY RESIDENT
OF VILLAGE AND PS- GOVINDPUR, NAWADA, DISTRICT- NAWADA
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Birendra Kumar, Adv.

For the Opposite Party/s : Mr.Shyam Bihari Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner apprehends his arrest in connection with
G.O. Case No. 452 of 2014, registered for the offence
punishable u/s 47(a), (f) Bihar Prohibition and Excise Act,
2016.

3. Altogether 60 litres of country made liquor and 300 kg
fermented Jawa Mahua, which was destroyed, have been
recovered from the house of the petitioner. After seeing the
police, petitioner is said to have fled away.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
No incriminating article has been recovered from the conscious
physical possession of the petitioner. Petitioner has no concern
either with the seized liquor or any trade of liquor. The



allegation levelled against the petitioner is not specific rather general and omnibus in nature. Petitioner has been falsely implicated in this case at the instance of his enemy. He is not the owner of the alleged place rather the alleged house is inhabited by several family members and he had no knowledge of keeping of the said liquor in the house. He was not apprehended on the spot. He had not consumed liquor. Petitioner has been residing in Gujarat since long. Petitioner has no criminal antecedent of similar nature that of the present case.

5. Learned APP for the State opposes the bail petition and submits that petitioner is the member of the syndicate which involved in manufacturing of the illicit liquor, hence he does not deserve anticipatory bail.

6. Considering the facts and circumstances of case as well as the nature of the offence, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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