

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79225 of 2023

Arising Out of PS. Case No.-60 Year-2016 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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Karu Chaudhary Son Of Ramvriksh Chaudhari @ Briksh Chaudhary R/O
Village- Bandhi, P.S.- Meskaur, Dist.- Nawada

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Deepak Kumar

For the Opposite Party/s : Mr.Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-12-2023 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 Sections 47(a) of the
Excise Act.

3. Learned counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in this
case. He submits that no incriminating article has been
recovered from the conscious physical possession of the
petitioner rather 10 liters of country made liquor and 1600kg of
swollen Mahua is said to have been recovered from the place of
occurrence. He submits that the local Choukidar disclosed the
name of the petitioner. There is violation of Section 100 Cr.P.C.
Petitioner has no criminal antecedent as mentioned in para-3 of



this application.

4. Considering the facts and circumstances of the case and the fact that the illicit liquor has been recovered from the house of the petitioner, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with G.O. Case No. 60 of 2016.

5. However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below on the same day without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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