

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44475 of 2024

Arising Out of PS. Case No.-79 Year-2024 Thana- MANJHAGARH District- Gopalganj

Ramakishun Choudhari @ Ramkishun Choudhary @ Ramkishun Chaudhari
Son of Nageshwar Chaudhari Resident of Village - Pratappur, Police Station -
Manjhagarh, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Nitya Nand Tiwary

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 02-08-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner apprehends arrest in
connection with Manjhagarh P.S. Case No.79 of 2024 registered
for the offence under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per FIR, there is total recovery of total 21
liters of illicit liquor from the different bags of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner has falsely been implicated
in the present case. It is submitted that nothing has been
recovered from the conscious physical possession of this
petitioner rather same has been recovered from an open place,



which is accessible to general public. It is submitted that petitioner is a man of clean antecedent.

5. Learned APP appearing on behalf of the State, opposes the prayer of bail of the petitioner and submitted that the investigation would be affected, if the petitioner would be granted privilege of anticipatory bail.

6. In view of the submissions, as made above, as name of this petitioner surfaced on the basis of disclosure made by apprehended co-accused person and as this petitioner is also involved in other two criminal cases as stated in supplementary affidavit, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer of bail of the petitioner is rejected herewith.

(Ramesh Chand Malviya, J)

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