

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58820 of 2024

Arising Out of PS. Case No.-132 Year-2020 Thana- PIPRAKOTHI District- East Champaran

Abhishek Kumar Son of Om Prakash Chaudhary Resident of village -
Hathiyahi, P.S.- Piprakothi, District - East Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Adv.

For the Opposite Party/s : Mr. Dilip Kumar No. 1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 20-09-2024 Heard Sharda Nand Mishra, learned counsel for the
petitioner and learned Mr. Dilip Kumar No. 1, Additional Public
Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273, 34 of the Indian
Penal Code and Section 30 (a) of the Bihar Prohibition and
Excise Act.

3. Total 25 litres of Spirit, 10 litres of country made
liquor and a gas cylinder having weight 14.500 has been
recovered from the hutment of the petitioner.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in this
case. He submits that there is no recovery from the conscious
possession of the petitioner or from the house. He submits that
similarly situated co-accused has already been granted bail by a



coordinate Bench of this Court vide order dated 20.07.2023 passed in Cr. Misc. No. 42767 of 2023. He submits that the charge has been framed against the petitioner. He further submits that petitioner has three criminal antecedents of similar nature as stated in para-3 of the bail application and he is languishing in judicial custody since 11.06.2024.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for bail is rejected in connection with Piprakothi P.S. Case No. 132 of 2020.

7. However, petitioner shall be at liberty to renew his prayer for bail after framing of charge.

(Anjani Kumar Sharan, J)

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