

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10677 of 2025

Arising Out of PS. Case No.-249 Year-2023 Thana- SASARAM MUFFSIL District- Rohtas

Nanku Chaudhary @ Nanhaku Chaudhary @ Nanhaku Chaudhari, Son of
Narayan Chaudhari, Resident of Ward No.9, Sita Bigha, Karwnadiya, P.S. -
Sasaram (M), District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Siddharth Harsh, Advocate

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 05-03-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Sasaram (M) P.S. Case No. 249 of 2023 dated 16.05.2023
instituted for the offence punishable under Sections 30(a) of the
Bihar Prohibition and Excise Act, 2018.

3. The allegation is of recovery of total 15 litres of illicit
liquor near from a Railway over bridge west side of Kaw river Sita
Bigha.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. It is further submitted that the petitioner has not been
apprehended from the spot and the police has not disclosed the
source of identification of the petitioner in the F.I.R. It is further
submitted that nothing has been recovered either from the



conscious possession of the petitioner or from the house of the petitioner. The seizure has been made from open place which is accessible to all. Learned counsel for the petitioner further submits that similarly situated co-accused, namely, Bikrant Chaudhary @ Vikrant Chaudhari has been granted bail vide order dated 04.09.2024 passed by this Court in Criminal Miscellaneous No. 57424 of 2024. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. On the other hand, learned A.P.P. for the State opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Sasaram (M) P.S. Case No. 249 of 2023, he will be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No. 2 cum Additional District and Sessions Judge, Rohtas at Sasaram subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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