

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21894 of 2025

Arising Out of PS. Case No.-48 Year-2025 Thana- CHANDAUTI District- Gaya

Rambali Chaudhary aged about 33 years (Male) son of Kanshi Chaudhary,
resident of village- Kujapi, P.S.- Chandauti, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar, Advocate

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 23-04-2025 Heard Mr. Shailesh Kumar, learned counsel
appearing on behalf of the petitioner and Mr. Aditya Narayan
Singh.1 , learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Chandauti P.S. Case No. 48 of 2025 registered for the
offence punishable under Section 30 (a) of the Bihar Prohibition
and Excise Act as amended up-to-date.

3. Allegation is of recovery of 16.875 litres of foreign
illicit liquor from the house of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner has been falsely implicated
in the case due to local village politics. It is further submitted
that petitioner resides in a joint family and some other members
of the family may have hid the liquor. Petitioner has no concern



with the seized liquor nor he is involved in trade of liquor in any manner. Name of the petitioner has been disclosed by the *Chaukidaar* of the village, with whom, the petitioner has inimical terms. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner and submits that due to sale and consumption of illicit liquor, day after day, hooch tragedy occurs and the State Officials of different department appears to have facilitated smuggling and trade of illicit liquor inside the State of Bihar. As such, involvement of the petitioner cannot be ruled out from illicit trade of liquor.

6. Considering the allegation made in the FIR, as well as, the fact that the petitioner resides in a joint family and some other members of the family may have hid the liquor. Petitioner has no concern with the seized liquor nor he is involved in trade of liquor in any manner. Name of the petitioner has been disclosed by the *Chaukidaar* of the village, with whom, the petitioner has inimical terms.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or



surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court of ADJ-Cum-Exclusive Excise Court No. 4, Gaya, in connection with Chandauti P.S. Case No. 48 of 2025, subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

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