

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23256 of 2025

Arising Out of PS. Case No.-397 Year-2021 Thana- DARAUNDA District- Siwan

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Sachitanand Singh @ Sachitanand Kumar Singh, aged about 32 years, Male,
son of Raghav Singh @ Ragho singh, Resident of village - Baunaganj
Jalalpur, Shanichara Tola, P.S.- Daraunda, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hemant Ray, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 30-04-2025 Heard Mr. Hemant Ray, learned counsel appearing

on behalf of the petitioner and Mr. Nagendra Prasad, learned

APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Daraunda P.S. Case No. 397 of 2021 registered for the
offence punishable under Sections 272, 273 of the Indian Penal
Code and Section 30 (a) of the Bihar Prohibition and Excise Act
as amended up-to-date.

3. Allegation is of recovery of 10.2 litres of illicit
liquor from two motorcycles bearing Registration No. BR-
29AE-5553 and BR-04-W-0171, which were parked at a public
place.

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. Petitioner has no concern either with the alleged seized liquor or with the two motorcycles from which 10.200 litres of illicit liquor were recovered nor he is involved in trade of liquor in any manner. The motorcycles in question were parked at a public place which is accessible to anyone. Petitioner has clean antecedent. 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 fact that the recovery of 10.200 litres of country made liquor from the two motorcycles, which were parked at a public place and easily accessible to any one, 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 Exclusive Special Excise Court No.-1, Siwan, in connection with Daraunda P.S. Case No. 397 of 2021, subject to the condition as laid down under Section 482(2) of the BNSS.

7. 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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