

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26662 of 2025**

Arising Out of PS. Case No.-477 Year-2024 Thana- UDWANTNAGAR District- Bhojpur

Saroj Kumar Singh, aged about 22 years, Male, S/o Late Akshay Lal Singh,  
R/o village- Asni, P.S.- Udwantnagar, Distt.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Akash Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Md. Mushtaque Alam, APP

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**

ORAL ORDER

2      07-05-2025                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with  
Udwantnagar PS Case No.477 of 2024 dated 24.10.2024,  
instituted under Section 30(a) of the Bihar Prohibition and  
Excise Act, 2018.

3. The allegation is of recovery of 90 litres country-  
made liquor from the bush situated near *Banas* river.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has been falsely implicated in this  
case. Nothing has been recovered from conscious possession of  
the petitioner. Petitioner has been made accused only on the  
basis of suspicion and secret information. The recovery has been  
made from the an open place accessible to all. Lastly, it is



submitted that petitioner has one criminal antecedents of similar nature.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner 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 Judge, Excise Court No. II, Bhojpur at Ara, in Udwantnagar PS Case No.477 of 2024, subject to the conditions laid down in Section 482(2) of the *Bharatiya Nagarik Suraksha Sanhita*, 2023, and further (i) that the petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below, (ii) that one of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife, (iii) that the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the



court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse, and (iv) that if the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

7. The application stands allowed.

**(Khatim Reza, J)**

J. Alam/-

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