

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25218 of 2025

Arising Out of PS. Case No.-43 Year-2025 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

=====

Pappu Chaudhary @ Taddu Chaudhary Son of Jawahar Chaudhary Resident
of Village - Bemtawadih, P.S.- Magadh Medical, District - Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 07-05-2025 Heard the parties.

2. The petitioner is apprehending his arrest in connection with Magadh Medical P.S. Case No. 43 of 2025 for the offence under section 30(a) of the Bihar Prohibition and Excise Act lodged on 05.02.2025 by the informant, Pramod Kumar Yadav.

3. As per the prosecution story, the informant alleged that on confidential information, the Police raided the place/house of the petitioner. He escaped but was named by the locals and there is recovery/seizure of 10 liters of *mahua* kept beside the house wall. This led to the FIR.

4. Learned counsel for the petitioner submits that nothing has been recovered from his conscious possession rather



from the house and got implicated only because he has criminal antecedents.

5. Learned APP opposes the prayer submitting that the petitioner has criminal antecedents.

6. Taking into account the submissions of the parties as also that an undertaking has been given that he will diligently appear in trial and nothing has been recovered from his conscious possession, in that background, this Court is inclined to extend him the privilege of anticipatory bail with conditions.

7. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Exclusive Special Excise Court no. 4, Gaya in connection with Magadh Medical P.S. Case No. 43 of 2025 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive



dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next one year to mark his attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

Adnan/-

U		T	
---	--	---	--

