

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23279 of 2025

Arising Out of PS. Case No.-22 Year-2025 Thana- KALUAHI District- Madhubani

Lal Yadav @ Lal (Male), aged about 46 years, Son of Late Maheshwar Yadav,
resident of Village- Jahda, P.S- Kaluahi, Distt.- Madhubani, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indradeo Yadav, Advocate

For the Opposite Party/s : Mr. Kumar Veerendra Narayan, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 30-04-2025 Heard Mr. Indradeo Yadav, learned counsel
appearing on behalf of the petitioner and Mr. Kumar Veerendra
Narayan, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Kaluahi P.S. Case No. 22 of 2025 registered for the offence
punishable under Section 30 (a) of the Bihar Prohibition and
Excise Act as amended up-to-date and added Sections 274 and
275 of the B.N.S., 2023.

3. Allegation is of recovery of 15.2 litres of illicit
liquor from the backside of 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. Petitioner has no
concern with the seized liquor nor he is involved in trade of



liquor in any manner. The place of recovery is an open 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 15.2 litres of illicit liquor from the backside of the house of the petitioner, which is an open 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 District Additional Session Judge-II cum Special Judge (Excise) Madhubani, in connection with Kaluahi



P.S. Case No. 22 of 2025, 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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