

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29643 of 2025

Arising Out of PS. Case No.-95 Year-2024 Thana- NAVINAGAR District- Aurangabad

Anjani Chauhan Son of Gopal Chauhan Resident of Village -Mahuwari, P.S-
Nabinagar, Dist- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Singh, Advocate

For the Opposite Party/s : Ms.Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 02-05-2025 Heard Mr.Ashok Singh, learned counsel for the
petitioner and Ms.Pronoti Singh, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since
16.12.2024 in connection with Nabinagar P.S. Case No. 95 of
2024, F.I.R. dated 22.03.2024 registered for the offence
punishable under Sections 30(a) and 30(c) of Bihar Prohibition
and Excise Act.

3. Recovery is of 960 liters of country made Mahua
liquor.

4. Learned counsel appearing for the petitioner
submits that the petitioner has falsely been implicated in the
present case. It appears from the FIR that nothing has been
recovered from conscious possession of the petitioner rather the
recovery has been made from the bank of Sone River and the



name of the petitioner has been transpired during investigation on the basis of the disclosure made by the local people. Earlier the petitioner has been granted privilege of anticipatory bail by this court vide order dated 10.07.2024 passed in Cr. Misc. No. 40529 of 2024 but the bail bond of the petitioner has not been accepted by the learned court below on the ground that the petitioner carries four more cases other than the present one but in the bail petition i.e. Cr. Misc. No. 40529 of 2024 the petitioner has mentioned that he has clean antecedent. Thereafter, the petitioner has moved before this Court for modification of the order dated 10.07.2024 passed in Cr. Misc. No. 40529 of 2024 but the same was dismissed vide order dated 02.12.2024 passed in Cr. Misc. No.82302 of 2024. The petitioner is in custody since 16.12.2024.

5. Learned APP for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries four more cases other than the present one, as mentioned in para-3 of the bail petition. Further submits that in the bail petition i.e. Cr. Misc. No. 40529 of 2024 the petitioner has concealed his criminal antecedents.

6. Considering the aforesaid fact, nothing has been recovered from conscious possession of the petitioner, name of



the petitioner has been transpired during investigation on the basis of disclosure made by the local people, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge-cum-Exclusive Special Judge, Excise Court No.1, Aurangabad in connection with Nabinagar P.S. Case No. 95 of 2024, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) 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.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order



shall not be delayed for purpose of or in the name of
verification.

(Rajesh Kumar Verma, J)

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