

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29109 of 2025

Arising Out of PS. Case No.-38 Year-2025 Thana- PARIHAR District- Sitamarhi

Chandan Chowdhary @ Chandan Chaudhari S/O Late Nageshwar Chaudhari
Resident of Village- Baswariya, P.S- Mehsaul, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Advocate

For the Opposite Party/s : Md. Ataur Rahman, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 07-05-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Parihar
PS Case No. 38 of 2025 instituted for the offences under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 90 litres
of Nepali liquor was recovered from E-Rickshaw bearing
Registration No. BR30ER-4402.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted
that petitioner is neither the owner nor the driver of the seized



vehicle. The petitioner is in custody since 05.02.2025 and has got two criminal antecedents in which he is on bail. There is no compliance of Section 103 of B.N.S.S. Charge-sheet has been submitted in this case and cognizance has also taken by the Court below.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Parihar PS Case No. 38 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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