

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28100 of 2025

Arising Out of PS. Case No.-106 Year-2024 Thana- Kadirganj P.S. District- Nawada

Babloo Prasad @ Babloo Yadav S/O Late Lato Yadav R/O Vill.- Bajrangi
Bigha, P.S.- Kadirganj, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Hansraj, Advocate
		Mr. Mayank Wilochan, Advocate
For the Opposite Party/s :		Ms.Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 07-05-2025 Heard Mr. Hansraj along with Mr. Mayank Wilochan

learned counsel appearing on behalf of the petitioner and

Ms.Asha Kumari, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Kadirganj P.S. Case No. 106/2024 registered for the
offence(s) punishable under Sections 30(d) and 41 of the Bihar
Prohibition and Excise Act.

3. As per the allegation made in the FIR, 15 litres of
Mahua Mitha Ghol and other incriminating articles alleged to be
used for manufacturing of illicit liquor were found at the place
of spot. 1500 litres *Mahua Jawa Ghol* were also being
fermented. Name of the petitioner has been disclosed by the
Chowkidar.



4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. He further submitted that name of the petitioner has been roped in the present case because petitioner has two criminal antecedents of similar nature. Recovery of illicit Mahua Java Ghol has been made from the *Badhar* in Village *Bajrangi Bigha*, which is an open space and is easily accessible by anyone. Petitioner has no concern either with the place of recovery or with the alleged seized Mahua Java Ghol.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. In the facts and circumstances of the case, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-I, Nawada in Kadirganj / Concerned Court in connection with Kadirganj P.S. Case No. 106/2024, subject to the conditions 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 and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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