

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39900 of 2025

Arising Out of PS. Case No.-62 Year-2022 Thana- CHANAN District- Lakhisarai

Binod Kora @ Vinod Koda S/o Guleshwar Kora Resident of Village-
Kachhua, P.S.- Chanan, District- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-07-2025 Heard Mr. Sanjeev Kumar, learned counsel for the

petitioner and Mr. Nand Kishore Prasad, learned Additional

Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
08.05.2025 in connection with Chanan P.S. Case No. 62 of
2022, F.I.R. dated 23.04.2022 for the offences punishable under
Sections 30(a)(b)(c) of Bihar Prohibition and Excise Act.

3. According to prosecution case, there is recovery
of total 160 litres of country made Mahua liquor.

4. Learned counsel for the petitioner submits that
petitioner is in custody since 08.05.2025. He further submits it
appears from the F.I.R. and seizure list that nothing has
recovered from the conscious possession of the petitioner rather
the recovery has been made from the forest/hill area and the



petitioner has no concerned with the alleged recovery of illicit liquor. He further submits that the name of the petitioner has been transpired on the basis of the disclosure made by the villagers and local chowkidar and the similarly situated co-accused person, namely, Tilo Kora @ Triloki Kora has been granted bail vide order dated 31.08.2024 in Cr. Misc. No. 56100 of 2024.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner on the ground that petitioner carries three criminal antecedent other than the present one but fairly submits that the petitioner is on bail in the pending matters.

6. Considering the aforesaid facts, nothing has recovered from the conscious possession of the petitioner and the named of the petitioner has been transpired on the basis of the disclosure made by the villagers and local chowkidar and the similarly situated co-accused person has been granted bail, 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 the learned District & Additional Sessions Judge-IV-cum-Exclusive Special Excise Court No.-I, Lakhisarai in connection with Chanan P.S. Case



No. 62 of 2022, subject to 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 absence on two consecutive dates without sufficient reason, his 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)

Jyoti Kumari/-

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