

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48722 of 2025

Arising Out of PS. Case No.-59 Year-2025 Thana- Lalmatia District- Bhagalpur

Ravi Choudhary S/o Late Radhey Choudhary R/o Village- Pasi Pasi Tola
Lalmatiya, P.S.- Lalmatiya, Dist.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr.Md. Iftekhhar Mahmood, A.P.P.

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

ORAL ORDER

4 15-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Lalmatiya P.S. Case No. 59 of 2025, instituted for the offences
punishable under Sections 30(a), 45 of the Bihar Prohibition and
Excise Act and 324(4), 109, 111, 3(5), 352, 351(2) of the BNS.

3. The prosecution case, in short, is that 12 liters of
country made liquor was recovered from the house of the
petitioner.

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. Learned counsel for the petitioner further submitted that the recovery has been made from joint house of the petitioner, where other family members also reside. So far as allegation of pelting stone is concerned, petitioner was the member of the mob. The injuries sustained by the Police personnel found simple in nature. The petitioner is in custody since 09.06.2025 and has got four criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP 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. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Lalmatiya P.S. Case No. 59 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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