

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53253 of 2025**

Arising Out of PS. Case No.-41 Year-2025 Thana- EKMA District- Saran

=====

Rohit Kumar Chaudhary @ Rohit Kumar S/O Kanhaiya Chaudhari Resident  
of Village- Parsagarh Bazar, P.S.- Ekma, Dist.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Chandra Mohan Jha, Advocate

For the Opposite Party/s : Mr. Bharat Bhushan, APP

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**CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA**  
**ORAL ORDER**

2      18-08-2025                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. Petitioner apprehends arrest in connection with Ekma  
P.S. Case No.41 of 2025 instituted under Section 30(a) of the  
Bihar Prohibition and Excise Act.

3. There is a recovery of 15 litres country made liquor  
from near the house of the petitioner and the petitioner is  
alleged to have fled away from the spot.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case on the basis of confessional statement of  
apprehended accused persons. Further submission is that  
nothing has been recovered from conscious possession of the  
petitioner. The alleged recovery was made from near the house



of the petitioner which is open place accessible to the public.  
Petitioner has no concern with the seized illicit liquor.  
Petitioner has no criminal antecedent and he undertakes to  
cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for  
anticipatory bail.

6. Considering the aforesaid facts and circumstances  
of the case and submissions of learned counsels for the parties,  
in the event of arrest or surrender before the Court below within  
six weeks from today, the petitioner 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 1<sup>st</sup>,  
Exclusive Special Excise Judge, Saran at Chapra in connection  
with Ekma P.S. Case No.41 of 2025, subject to the conditions as  
laid down under Section 482(2) of the Bharatiya Nagarik  
Suraksha Sanhita, 2023.

**(Sunil Dutta Mishra, J)**

Harish/-

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