

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57304 of 2025

Arising Out of PS. Case No.-237 Year-2025 Thana- NEMDARGANJ District- Nawada

Shyamdeo Chaudhary S/o Lt. Prayag Chaudhary R/o vill - Sanokhra, P.S.-
Memdarganj, Distt.- Nawada, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Devendra Prasad Singh, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 03-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in a case registered
under Sections 30(a) and 41 of the Bihar Prohibition and Excise
Act.

3. There is total recovery of 350 litres of country
made liquor from the cowshed of petitioner. The petitioner was
apprehended on the spot and disclosed the names of other co-
accused persons, who are alleged to have fled away.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case on the basis of suspicion. Nothing has been recovered from
conscious possession of the petitioner. The alleged recovery of
illicit liquor was made from the cowshed which does not belong



to the petitioner and the same is a *gairmajarua aam* land accessible to all local residents of the village. Petitioner has no concern with the seized liquor. Petitioner has three criminal antecedents of similar nature. Petitioner, aged about 60 years, is in jail since 09.07.2025 and he undertakes to cooperate in the investigation and the trial.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case as well as the submissions of the parties, let the above named petitioner be released on bail 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 Judge -I, Nawada in connection with Nemdarganj P.S. Case No.237 of 2025 subject to the following condition(s):

(i) The petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Sunil Dutta Mishra, J)

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