

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59036 of 2025

Arising Out of PS. Case No.-439 Year-2025 Thana- FATEHPUR District- Gaya

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Doman Chaudhari @ Sanjay Chaudhari Son of Babulal Chaudhari Resident
of Village- Simaria, P.S.- Fatehpur, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 23-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Fatehpur P.S. Case No. 439 of 2025, instituted under
Section 30(a) of the Bihar Prohibition and Excise Act.

3. There is recovery of 15 litre Mahua liquor from the
house of the petitioner. Petitioner managed to flee away from
the spot.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. Petitioner was not present on the spot. No incriminating
material has been recovered from his possession. He has no
concern with the seized liquor. Place of occurrence is joint
family property and agnates of petitioner are also living in that



house. Petitioner had no knowledge about the seized liquor. Similarly situated co-accused has already been granted anticipatory bail by this Court vide order dated 22.09.2025 passed in Cr. Misc. No. 58532 of 2025. Petitioner has no criminal antecedent. He undertakes to co- operate in the investigation and trial.

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

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the Petitioner, above-named, be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. District & Sessions Judge-cum-Exclusive Special Judge, Excise-4, Gaya in connection with Fatehpur P.S. Case No. 439 of 2025, subject to the conditions laid down in Section 482 (2) of the Bhartiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J)

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