

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75504 of 2025

Arising Out of PS. Case No.-490 Year-2025 Thana- CHAPRA TOWN District- Saran

1. Krishna Chaudhary @ Jatta Chaudhar @ Krishna @ Jata Chaudhary Chaudhary S/O Shambhu Chaudhary R/O Vill.- Jaan Tola, P.S.- Rivilganj, Dist.- Saran.
2. Kallu Singh @ Yogendra Singh S/O Shiv Narayan Singh R/O Vill.- Marar, P.S.- Parsa, Dist.- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh, Adv.
For the Opposite Party/s : Ms.Asha Devi, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 04-11-2025 Heard learned counsel for the petitioners and

learned APP for the State.

2. The petitioners seek bail in connection with

Chapra Town (Chapra Nagar) P.S. Case No. 490 of 2025

instituted for the offences under Section 30(a) of the Bihar

Prohibition and Excise Act.

3. As per prosecution case, the police has recovered

total 100 liters of illicit country-made liquor from the *Thela*

and Rickshaw.

4. Learned counsel for the petitioners submits that

the petitioners are innocent and have committed no offence



as alleged against them and have falsely been implicated in the present case. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioners or from their house. The petitioners have no concern with the seized liquor. The alleged *Thela* and Rickshaw do not belong to the petitioners. The petitioners have never indulged either in manufacturing or trading of the illicit liquor. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioners have no criminal antecedent and are languishing in judicial custody since 21.08.2025 without any rhyme or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioners and the petitioners having no criminal antecedent, let the petitioners, abovenamed, be released on bail on



furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Chapra Town (Chapra Nagar) P.S. Case No. 490 of 2025.

(Rudra Prakash Mishra, J)

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