

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84683 of 2025

Arising Out of PS. Case No.-142 Year-2025 Thana- EXCISE MADHUBAN District- East
Champaran

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Sonu Chaurasiya @ Sonu Bhagat @ Sonu Kumar Chourasiya, Son of
Ramayodhya Chaurasiya @ Ramayodha Prasad @ Ram Ayodhya Bhagat,
Resident of Village- Devpur, P.S.- Chakiya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suraj Kumar Tiwari, Advocate
For the State : Mr. Nityanand, APP

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 23-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest,
in connection with Excise Madhuban P.S. Case No. 142 of 2025,
dated 27.07.2025, registered for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise (Amendment)
Act, 2018.

3. As per allegation, police got secret information that
petitioner has parked one *Sentro* car bearing Registration No.
BR-06J-5657 on kachi road in front of his house containing
illicit liquor. When the police reached the place, one person after
seeing the police successfully fled away and from the *Sentro* car,
51.84 liter of illicit liquor was recovered and as per the local



people, it is the petitioner who had fled away.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that the petitioner has nothing to do with the alleged offence. He further submits that the *Sentro* car allegedly involved in the alleged offence does not belong to the petitioner, nor the contraband belongs to him, nor was he driving the vehicle. He further submits that no *prima facie* case is made out against the petitioner and hence, the present anticipatory bail petition is maintainable.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has one criminal antecedent.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the fact that no *prima facie* case is made out against the petitioner and anticipatory bail is maintainable, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight



weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection with Excise Madhuban P.S. Case No. 142 of 2025, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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