

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89870 of 2025

Arising Out of PS. Case No.-189 Year-2025 Thana- Excise Jhanjharpur District- Madhubani

Sukarati Saday @ Shukrati Saday Son of Bhusan Saday @ Musan Saday R/O
Village - Balirajgarh @ Balirajpur, Ward No.- 8, P.S.- Babubarhi, District -
Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pintu Kumar Patel, Advocate.

For the Opposite Party/s : Mrs.Indu Kumari Srivastava, APP.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-12-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Excise Jhanjharpur P.S. Case No. 189 of 2025 for the offence
punishable under Sections 30(a), 32(1) and 32(3) of the Bihar
Prohibition and Excise Act, as amended upto date.

3. The allegation is of recovery of 189 litres of illicit
Nepali liquor from a tempo bearing Registration No. BR07PC
5026.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and he has
falsely been implicated in this case. Nothing has been recovered
from conscious possession of the petitioner rather recovery is



from a tempo in which the petitioner was sitting as a co-passenger. He has no concern either with the manufacturing of liquor or its trade in any manner. Petitioner has clean antecedent and he is in custody since 22.10.2025.

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

6. Having heard the rival submissions made on behalf of the parties and the nature of allegation against the petitioner and the fact that the petitioner is in custody since 22.10.2025, the petitioner, above named, is directed to be enlarged 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 the learned District Court where the case is pending in connection with Excise Jhanjharpur P.S. Case No. 189 of 2025, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty



to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bonds.

(5) The court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para- 3 of the bail petition, this order will automatically loose its force.

7. The bail application stands disposed of.

(Purnendu Singh, J)

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