

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1170 of 2025**

Arising Out of PS. Case No.-71 Year-2024 Thana- Mahuli District- Sheikhpura

Umesh Chaudhary S/O Late Basudeo Chaudhary @ Basudev Chaudhary @  
Vasudeo Chaudhary @ Vasudev Chaudhary R/O Village-Gohada @ Gohda,  
P.S.- Mahuli, District- Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Roop Kishan, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      28-01-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2.      The petitioner seeks bail in connection with Mahuli  
PS Case No. 71 of 2024 instituted for the offences under Section  
30(a) of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that total 30 litres  
of country made liquor was recovered from petitioner's  
Courtyard.

4.      Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. No incriminating material has been recovered from  
the conscious possession of the petitioner. The petitioner has got  
no concern with the alleged recovery of liquor. It is submitted  
that recovery is made from the joint house of the petitioner



where the other family members also reside. The petitioner is in custody since 09.10.2024 and has got one criminal antecedent in which he is on bail. There is no compliance of Section 103 of B.N.S.S.

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

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mahuli PS Case No. 71 of 2024.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

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