

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15111 of 2026

Arising Out of PS. Case No.-15 Year-2026 Thana- BASOPATTI District- Madhubani

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Anand Thakur @ Nand Thakur Son of Ramchandra Thakur @ Dukhi Thakur
R/o - Parsa, P.S - Basopatti, District - Madhubani Present Resident of Village-
Basopatti Purvi, Ps- Basopatti, Dist- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Sanjay Kumar Jha, Advocate
For the State : Mr. Navin Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 10-03-2026 Heard Mr. Sanjay Kumar Jha, learned counsel for the

petitioner and Mr. Navin Kumar Pandey, learned APP for the

State.

2. Petitioner seeks bail, who is in custody since
21.01.2026, in connection with Basopatti P.S. Case No. 15 of
2026, F.I.R. dated 21.01.2026 registered for the offences
punishable under Sections 274 and 275 of the B.N.S. and
Section 30(a) of the Bihar Prohibition & Excise Act
(Amendment) Act, 2022.

3. Recovery is of 135 litres of Saufi Nepali made
country liquor.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the



present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offence as alleged in the F.I.R. It appears from the F.I.R. as well as seizure list that altogether 135 litres of Saufi Nepali-made country liquor was recovered from the possession of the petitioner. He further submits that there is non-compliance of Section 103 of BNSS, 2023 and the petitioner is in custody since 21.01.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries two more cases other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in the pending matters.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released 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 learned Exclusive Special Judge Excise Act, Madhubani in connection with Basopatti P.S. Case No. 15 of 2026, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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