

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18078 of 2026

Arising Out of PS. Case No.-486 Year-2024 Thana- CHIRAIYA District- East Champaran

Akalu Sahani S/O Umed Sahani Resident of Village- Lalbegiya (Kharatari Tola), P.S- Chiraiya, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Karandeep Kumar, Advocate

For the Opposite Party/s : Mr. Nityanand, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR
ORAL ORDER

2 25-03-2026 Heard the learned counsel for the petitioner and the learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Chiraiya P.S. Case No.486 of 2024, for having allegedly committed offences under Sections 30(a) of the Bihar Prohibition and Excise Act and 317(5) of the B.N.S., 2023.

3. As per the prosecution story, during course of patrolling duty, the informant along with police party proceeded for Chiraiya Chowk and on seeing the police party, two persons fled away after leaving the motorcycle bearing Registration No.BR06-AW-1625, and on search thereof, 40 litres of country made liquor was found. The name of the petitioner transpired during course of the investigation on the statement made by the local *Chowkidar*.



4. The learned counsel for the petitioner submits that the motorcycle in question, from where the alleged country made liquor has been seized, does not belong to the petitioner and he has got no concern with the same. The petitioner has got six criminal antecedents of the same nature.

5. The learned A.P.P. for the State vehemently opposes the prayer for bail and submits that the petitioner is a habitual offender having six criminal antecedents of the same nature.

6. Having considered the rival submissions, let the petitioner, above-named, in the event of his arrest or surrender within a period of six weeks, be released on bail on furnishing a bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Court No.1, East Champaran, Motihari in connection with Chiraiya P.S. Case No.486 of 2024, subject to the conditions laid down under Section 482(2) of the B.N.S.S. with a 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 antecedent, the court below shall take steps for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the



above-mentioned order shall not be delayed for purpose of or in
the name of verification.

(Ritesh Kumar, J.)

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