

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26772 of 2026

Arising Out of PS. Case No.-29 Year-2026 Thana- Excise P.S. District- Saharsa

Chandan Chaudhary @ Chandan Choudhary S/o- Priyavrat Choudhary
Safabad ward No- 11 PS-Bangaon Distt- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarnath Jha, Advocate

For the Opposite Party/s : Mr. Arun Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 22-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Saharsa Excise P.S. Case No. 29 of 2026 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution, in short, is that from the lane in front of the house of Chandan Choudhary, altogether 10 liters of illicit country-made liquor and 9 liters of illicit foreign liquor were recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He also submits that nothing has been recovered from the



possession of the petitioner. The witnesses of the seizure list are police personnel and the police has not complied with Section 105 of the BNSS while making the seizure. He also submits that the petitioner has criminal antecedent of six cases that is why he has been framed in the present case. Moreover, the petitioner is languishing in judicial custody since 14.01.2026.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail **with the condition that the petitioner shall not indulge himself in similar nature of offences in future.** The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Judge-I, Saharsa in connection with Saharsa Excise P.S. Case No. 29 of 2026.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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