

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27279 of 2026

Arising Out of PS. Case No.-31 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Saharsa

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Chandan Chaudhary @ Chandan Choudhary S/o Priyavrat Choudhary @
Pirvat Chaudhary R/o Village - Safabad Ward No. 4, P.S- Bangaon, District -
Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 22-04-2026 Heard Mr.Amarnath Jha, learned counsel for the
petitioner and Mr.Arun Kumar, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since
29.01.2026 in connection with Saharsa Excise Case No. 31 of
2020-Saharsa Special Excise Case No.125/2020, F.I.R. dated
02.03.2020 registered for the offence punishable under Section
30(a) of Bihar Prohibition and Excise Act, 2016.

3. Recovery is of 10 liters of illicit country made
liquor.

4. Learned counsel appearing for the petitioner
submits that it appears from the FIR as well as the seizure list
that altogether 10 liters of illicit country made liquor was
recovered from the house of the petitioner. Learned counsel for



the petitioner submits that the allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR and petitioner was not apprehended at the place of occurrence and petitioner is in custody since 29.01.2026.

5. Learned APP for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries six more cases other than the present one of similar nature but he fairly submits that out of six cases, the petitioner is on bail in five cases and rest one case is pending for consideration before the competent court of law, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid fact, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special (Excise) Judge-I, Saharsa in connection with Saharsa Excise Case No. 31 of 2020-Saharsa Special Excise Case No.125/2020,with the following conditions:-

(I) 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

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

(III) 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 antecedent, 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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