

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25883 of 2026

Arising Out of PS. Case No.-83 Year-2024 Thana- SAKRA District- Muzaffarpur

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Aman Kumar Chaudhary @ Aman Don @ Aman Kumar Son of Mohan
Chaudhry Resident of village- Shambhunathpur, Muraliya Chak Dholi Ps-
Sakra District -Muzaffarpur. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Kanhiya Kishor, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 24-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences punishable under Section 30(a), 32(i), (ii), 36 and 41(1) of the Bihar Prohibition and Excise Amendment Act.

3. A perusal of the first information report and the seizure list would go to show that 1627.2 liters of foreign liquor has been recovered from a pick-up van.

4. Learned counsel for the petitioner submits that the petitioner is neither the owner nor the driver of the said pick-up van. He has been falsely implicated in this case merely on suspicion. It has also been submitted that no recovery has been made from the physical or conscious possession of the petitioner and the mandatory provisions of the Cr.P.C. have also been violated as the seizure list has not been signed by any independent witness. It is pointed out that two similarly situated co-accused have already been granted the privilege of anticipatory bail by a



Bench of this Court vide Annexure-2 series to this application.

5. Learned APP submits that the petitioner has one criminal antecedent of the same nature to which learned counsel for the petitioner responds that the petitioner has already been granted bail in the said case.

6. Considering the above-mentioned facts and circumstances and also considering the fact that similarly situated co-accused have already been granted the privilege of anticipatory bail, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise Court-I, Muzaffarpur in connection with Sakra P.S. Case No.83 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C./482 (2) of the B.N.S.S. and subject to the further condition that:-

(i) The petitioner shall cooperate in the investigation/trial.

(ii) One of the bailors would be the blood relative/family members of the petitioner.

(Soni Shrivastava, J)

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