

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29661 of 2026

Arising Out of PS. Case No.-5 Year-2026 Thana- BHAGWAN BAZAR District- Saran

Alok Kumar @ Alok Chaudhary @ Alok Chaudhari S/o Late Shivjee
Chaudhary R/o Village - Nai Bazar, P.S - Bhagwan Bazar, District - Saran at
Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate
For the State : Mr. Kumar Ranjit Ranjan, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-05-2026 Heard Mr. Ajit Kumar Singh, learned counsel for the
petitioner and Mr. Kumar Ranjit Ranjan, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
11.02.2026, in connection with Bhagwan Bazar P.S. Case No. 05
of 2026, F.I.R. dated 04.01.2026 registered for the offences
punishable under Sections 30(a) of the Bihar Prohibition & Excise
Act, 2022.

3. Recovery is of 42.78 litres of *illicit* 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 it appears from the F.I.R. as
well as seizure list that the recovery has been made from the house
of Sahil Kumar and Sanju Devi and the name of the petitioner has
been transpired on the basis that the petitioner escaped from the



place of occurrence. Learned counsel for the petitioner further submits that in fact the petitioner was in judicial custody in connection with Bhagwan Bazar P.S. Case no. 02 of 2026 and he has been remanded in this case from Bhagwan Bazar P.S. Case No. 02 of 2026 on 11.02.2026 in the present occurrence and the petitioner has no role at all in the present occurrence and except the suspicion, nothing has come during investigation to suggest the involvement of the petitioner in the present occurrence. The petitioner is in custody since 11.02.2026.

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 of similar nature 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 and the fact that nothing has been recovered from the conscious possession of the petitioner, 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 1st Special Judge Excise, Saran at Chapra in connection with Bhagwan Bazar P.S. Case No. 05 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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