

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.33467 of 2026**

Arising Out of PS. Case No.-29 Year-2026 Thana- CHARPOKHARI District- Bhojpur

Badahru Ram S/o Awadhesh Ram Resident of Village- Sonvarsha, P.S.-  
Charpokhari, District-Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ravindra Kumar, Advocate  
For the State : Mr. Suresh Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

2      14-05-2026                      Heard Mr. Ravindra Kumar, learned counsel for the  
  
petitioner and Mr. Suresh Prasad Singh, learned APP for the  
  
State.

2. Petitioner seeks bail, who is in custody since  
30.03.2026, in connection with Charpokhari P.S. Case No. 29 of  
2026, F.I.R. dated 18.02.2026 registered for the offences  
punishable under Section 30(a) of the Bihar Prohibition &  
Excise (Amendment) Act, 2022.

3. Recovery is of 105.00 litres of *country made* liquor.

4. Learned counsel for the petitioner submits that the  
petitioner has clean antecedent 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 nothing has  
been recovered from the conscious possession of the petitioner



rather recovery has been made from the open place and the name of the petitioner has been transpired on the basis of disclosure made by local choukidar and except the aforesaid, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence. The petitioner is in custody since 30.03.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedents and 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 Exclusive Special Excise Court-I, Bhojpur, Ara, in connection with Charpokhari P.S. Case No. 29 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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