

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38620 of 2026

Arising Out of PS. Case No.-103 Year-2025 Thana- Excise P.S. District- Saran

Nanu Chaudhary @ Nunu Chaudhary Son of Late Upendra Chaudhary
Resident of village - Lalpur Raghauli, P.S.- Bisfi, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhash Ranjan Thakur, Advocate
For the State : Mr.Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends arrest in connection with
Sadar Excise P.S. Case No. 103 of 2025 registered for the
offence under Sections 30(a) and 32(3) of the Bihar Prohibition
and Excise Act.

3. As per the prosecution case, there is recovery of
172 liters of illicit liquor from the vehicle belonging to the
petitioner and two persons were caught on the spot who have
named the petitioner as the owner of the vehicle.

4. Learned counsel for the petitioner submits that the
petitioner is not involved in the crime and he has been falsely
implicated because he is the owner of the vehicle. The petitioner
claims clean antecedent.



5. Learned counsel for the petitioner submits that the petitioner is ready to donate Rs. 25,000/- in some charitable organization without accepting his guilt.

6. Considering the aforesaid facts, this application is allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the concerned Court below within four weeks from today, 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 the learned Additional Sessions Judge-cum- Exclusive Special Court Act-3, Saran at Chapra/ concerned Court below in connection with Sadar Excise P.S. Case No. 103 of 2025, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973 / Section 482 of the BNSS.

8. This is also subject to the condition that the petitioner shall deposit an amount of Rs. 25,000/- in Ramakrishna Mission Sevashrama, Swami Vivekananda Path, Bela, Muzaffarpur, Bihar and produce the receipt of the same before the Court below. The bail bonds of the petitioner shall be accepted after verifying the genuineness of the receipt produced by the petitioner.



9. As the petitioner claims to have clean antecedent, the Court below, before accepting the bail bonds of the petitioner is directed to verify the antecedent of the petitioner. If the petitioner is found to be involved in any other case then the bail bonds of the petitioner shall not be accepted.

10. As a condition of this order, the petitioner, after being released on anticipatory bail, is directed to mark his attendance at Bisfi Police Station on first Sunday of each month. Any default in appearance at the police station will result in cancellation of bail bonds of the petitioner.

11. It is, however, clarified that the observations made herein are limited to the adjudication of the present bail application and shall not prejudice the case of the petitioner at any subsequent stage of the trial and this Court has not express any opinion on the merits of the case.

(Sandeep Kumar, J)

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