

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38304 of 2026

Arising Out of PS. Case No.-27 Year-2026 Thana- Patauna District- Madhubani

1. Chhote Paswan @ Chote Paswan Son of Dular Chandra Paswan Resident of village -Chandrashenpur P.S- Rahika District -Madhubani
2. Ritesh Kumar Kamat Son of Chandrakant Kamat Resident of village -Chandrashenpur P.S- Rahika District -Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subhash Kumar Jha

For the Opposite Party/s : Mr. Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

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

2. The petitioners apprehend arrest in connection with Patauna P.S. Case No. 27 of 2026 registered for offences under Sections 274, 275, 317(2), 317(4), 317(5), 111 and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Section 30(a) of the Bihar Prohibition and Excise Act.

3. There is recovery of 50.31 liters of illicit liquor. The names of the petitioners have come in the case on the basis of disclosure made by co-accused Krishna Yadav @ Parle.

4. Learned counsel for the petitioners submits that the petitioners are quite innocent and have not committed any



offence. The petitioner claims clean antecedent. He further submits that the petitioners are ready to donate Rs. 25,000/- (Rupees Twenty-Five Thousand Only) in some charitable organization without accepting their guilt.

5. Learned APP for the State has vehemently opposed the prayer of the petitioners.

6. Considering the facts and circumstances of the case and the submission of learned counsel for the petitioners, this application for anticipatory bail stands allowed.

7. Accordingly, let the petitioners, above-named, in the event of arrest or surrender within four weeks from today in the Court below, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Patauna P.S. Case No. 27 of 2026 subject to the conditions as laid down under Section 482(2) of the BNSS and with further condition(s) that:-

(i) The petitioners shall deposit an amount of Rs. 25,000/- (Rupees Twenty-Five Thousand Only) in Ramakrishna Mission Sevashrama, Swami Vivekananda Path, Bela, Muzaffarpur, Bihar and produce the receipts thereof before the Court below. The



bail bonds of the petitioners shall be accepted only after verifying the genuineness of the receipts produced by the petitioners.

(ii) The petitioners are directed to mark their attendance at Rahika Police Station on every 1st and 3rd Sunday of each month. Failure to do so shall result in cancellation of their bail bonds.

(iii) At the time of accepting the bail bonds of the petitioners, the Court below shall verify whether the petitioners have clean antecedents or not. If it is found that the petitioners have clean antecedents, then only their bail bonds shall be accepted by the Court below.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Sandeep Kumar, J)

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