IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77934 of 2026

CNR No. BRHC011121572026

Arising Out of PS. Case No.-377 Year-2026 Thana- LADANIA District- Madhubani

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1. Om Shankar Choudhary Son of Ganga Ram Choudhary Resident of village - Balirajpur, P.S.- Babubarhi, District - Madhubani, Bihar.
2. Ram Pravesh Karori Son of Bisheshwar Karori Resident of village - Gadha, P.S.- Ladnaiya, District - Madhubani, Bihar.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sanjay Kumar Jha, Advocate
For the Opposite Party/s : Mr. Parmanand Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 29-10-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have prayed for regular bail in a case registered for the offence punishable under section 30(a) of the Bihar Prohibition and Excise Act & u/s 274,275 &3(5) of BNS.

3. The case of the prosecution is that the petitioners were apprehended while they were trying to flee from the place of occurrence and it is alleged that from there, altogether 540 liters of illicit Nepali country made liquor was recovered from the scorpio vehicle and from two bikes, altogether 45 liters of illicit Nepali country made liquor each was also recovered.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. Learned

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counsel for the petitioners has submitted that nothing has been recovered from the possession of the petitioners. Learned counsel has submitted that they have no concern either with the alleged recovery of liquor or with the said vehicles. The witnesses of the seizure list are police personnel and police has not complied Section 105 of BNSS while preparing seizure list. Moreover, the petitioners are languishing in judicial custody since 10.09.2026.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be released on bail in connection with Ladaniya P.S. Case No. 377 of 2026 on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-II, Madhubani.

(Ashok Kumar Pandey, J)

Shubham/-
Ravi/-

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