IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79843 of 2026

CNR No. BRHC011146652026

Arising Out of PS. Case No.-950 Year-2026 Thana- SONEPUR District- Saran

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Sonu Chaudhary @ Sonu Kumar son of Dilip Chaudhary R/o - Gola Bazar, Nahar, P.S - Sonepur, District - Saran, Bihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms.Rubi Kumari, Adv.
For the Opposite Party/s : Mr.Md. Shakir Ahmad, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Sonepur P.S. Case No. 950 of 2026, registered for the offences punishable under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

3. On a secret information, the police party raided the place of occurrence and recovered 48 litres of country-made liquor. Seeing the police party, the petitioner fled away.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated. Nothing has been recovered from his conscious physical possession.

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5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. From the reading of the FIR, it appears that the recovery of liquor has been made from a hut near Gola Bazar Nahar and not from the house of the petitioner, therefore, no recovery has been made from the conscious physical possession of the petitioner. The search and seizure memo has been witnessed by police personnel, who are members of the raiding party, and not by any independent witness. Under these circumstances, I am inclined to grant privilege of anticipatory bail to the petitioner.

7. Let the petitioner, as named above, in the event of his arrest or surrender within four weeks from today, be enlarged 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 2nd Exclusive Special Excise Judge, Saran at Chapra in connection with Sonepur P.S. Case No. 950 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) The petitioner shall co-operate in the investigation/

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trial.

(ii) The learned Court below would, however, verify the criminal antecedent of the petitioner and in case it is found that the petitioner has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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