

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.331 of 2026

In
CRIMINAL MISCELLANEOUS No.63528 of 2025

Arising Out of PS. Case No.-113 Year-2025 Thana- SUGAULI District- East Champaran

Pradeep Sahani S/o Jatasankar Sahani @ Jata Sahani R/o Village- Mehwa,
P.S- Sugauli, Dist- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2, Advocate

For the Opposite Party/s : Mr.Md. Anzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 06-02-2026 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

2. The petitioner seeks modification of the order dated
24.09.2025 passed in Cr. Misc. No. 63528 of 2025 for further
extension of time to surrender before the learned District Court.

3. Learned counsel appearing on behalf of the
petitioner submitted that the bail bond of the petitioner was not
accepted due to inaction on the part of the District Transport
Officer, East Champaran, Motihari and Superintendent of
Police, East Champaran, Motihari as they appear to have
willfully and deliberately not produced the report in respect of
the vehicle, giving rise to illicit trade of liquor in the State of
Bihar.



4. This court is conscious of the bar contained in Section 362 CrPC corresponding section 403 BNS which is *para materia* in respect of modifying order.

5. Considering the information that the District Transport Officer and Superintendent of Police have not sent the report, I find that the petitioner has made out a case for modification of the order dated 24.09.2025 passed in Cr. Misc. No. 63528 of 2025 to the extent that as the petitioner has already been released on pre-arrest bail, the bail bond of the petitioner is directed to be accepted, if the petitioner surrenders on or before 26.02.2026.

6. The order dated 24.09.2025 passed in Cr. Misc. No. 63528 of 2025 is modified to the extent as indicated above. The other parts of the order shall remain intact.

7. Accordingly, the modification application stands disposed of.

(Purnendu Singh, J)

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