

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91054 of 2025**

Arising Out of PS. Case No.-517 Year-2025 Thana- BARUN District- Aurangabad

1. Suraj Kumar @ Suraj Chaudhary S/O Chhabu Choudhary R/o Keshaw Market, Bhuiya Tola, P.S.- Barun, District- Aurangabad
2. Mithun Kumar @ Mithun Chaudhary @ Nithun Chaudhary S/O Chhabu Choudhary R/o Keshaw Market, Bhuiya Tola, P.S.- Barun, District- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Singh, Advocate
For the Opposite Party/s : Mr. Braj Kishore Pd., APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 19-01-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners apprehend their arrest in connection
with Barun P.S. Case No. 517 of 2025 instituted for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 187.8
litres of liquor was recovered from motorcycle as also from jute



sack.

4. Learned counsel for the petitioners submitted that the petitioners have falsely been implicated in the present case. It is further submitted that the name of the petitioners have been transpired on the basis of confessional statement of the apprehended co-accused. Petitioners have no knowledge regarding the goods loaded in the vehicle. Learned counsel further submitted that, prima-facie, no case is made out against the petitioners. The petitioner no. 1 has one criminal antecedent whereas petitioner no. 2 has two criminal antecedents. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

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

6. Considering the aforesaid facts and circumstances of the case, let the petitioners, above named, in the event of arrest/surrender before the lower court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Barun P.S. Case No. 517 of 2025, subject to the conditions as laid down under



Section 482(2) of the Bharatiya Nagarika Suraksha Sanhita,
2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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