

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26278 of 2025

Arising Out of PS. Case No.-686 Year-2021 Thana- MOTIHARI MUFASIL District- East
Champaran

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Dharmdeo Mukhiya Son of Vishwanath Mukhiya @ Bishwanath Mukhiya
Village- Hasua PS -Mufassil, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms.Alka Singh, Adv.
For the Opposite Party/s : Mr.Tapeshwar Sharma, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 30-04-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Muffasil (Motihari) P.S. Case No. 686 of 2021 dated 27.12.2021 registered for the offences punishable u/ss 30(a)(b), 32 and 41(1) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 105 litres of illicit country made liquor was recovered from the bank of Sikarhana river hidden in sand.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The name of the petitioner was disclosed by local



Chowkidar. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery rather the recovery has been made from an open place which is accessible to anyone. The petitioner has four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 08.01.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, East Champaran at Motihari in connection with Muffasil (Motihari) P.S. Case No.686 of 2021.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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