

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42091 of 2025

Arising Out of PS. Case No.-94 Year-2018 Thana- SANGRAMPUR District- East
Champaran

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Munna Mukhiya S/O Late Ramnath Mukhiya R/V -Koirgawan, Bin Toli, PS-
Sangrampur, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Arun Kumar Singh

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

ORAL ORDER

2 17-07-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Sangrampur P.S. Case No. 94 of 2018 dated 25.05.2018
registered for the offences punishable under Sections 272, 273
of the I.P.C. and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

3. As per the prosecution case, total 455 litres of country
made liquor alongwith two gas cylinders, seven boxes of black
colour and six boxes of blue colour were recovered from the
village-Koergawan Charbar.

4. Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in the



present case. The petitioner was not arrested on the spot. His name has surfaced in the present case on the basis of disclosure made by local villagers, local Dafdar and Chaukidar. It is further submitted that the bushes from which the illegal liquor was recovered does not belong to the petitioner. No incriminating article has been recovered from his possession. The other co-accused person has already been granted bail by this court *vide* order dated 08.05.2025 passed in Cr. Misc. No. 26363/2025. The petitioner has no concern with the alleged offence. The petitioner has fourteen (14) criminal antecedents as stated in paragraph no. 3 of the bail application. The petitioner is in custody in this case since 22.03.2025.

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

6. Considering the aforesaid facts and circumstances of the case as well the period of custody, let the above named petitioner, 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 the learned Exclusive Special Excise Court No. -1, East Champaran at Motihari in connection with Sangrampur P.S. Case No. 94 of 2018 with further conditions:-



I. The petitioner is directed to remain physically present before the learned court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

II. If the petitioner is found involved in similar nature offence in the future, his bail bonds are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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