

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44914 of 2025

Arising Out of PS. Case No.-65 Year-2024 Thana- AWTARNAGAR District- Saran

Maloo Mahto @ Ramugriy Mahto @ Ramagya Mahto S/O Jagjitan Mahto
Resident of Village- Madanpur, Bintoli, P.S- Awtar Nagar, District- Saran at
Chhapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Yashraj Bardhan, Advocate
For the State : Mr. Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-08-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 147, 148, 149, 224, 225, 341,
323, 353, 307, 332, 333, 504 and 506 of the Indian Penal Code
and Sections 30(a) and 45 of the Bihar Prohibition and Excise
Act.

3. As per prosecution case, on secret information, a
raid was conducted in which 20 litres illicit liquor was
recovered from house of co-accused Suresh Mahto and he was
apprehended. It is further alleged that when the police
proceeded with co-accused Suresh Mahto and the seized liquor,



this petitioner, along with other F.I.R. named accused persons, attacked the police party and forcibly got released co-accused Suresh Mahto from police custody.

4. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. No incriminating article has been recovered from conscious possession of this petitioner and he has falsely been implicated in this case merely on suspicion. No specific accusation of overt act has been alleged against this petitioner. Moreover, charge-sheet has already been submitted. Petitioner has got no criminal antecedents and he is in custody since 20.05.2025.

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

6. Considering the nature of accusation, the fact that no incriminating article has been recovered from conscious possession of this petitioner, clean antecedents and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Exclusive Special Excise Court, Saran at Chhapra in connection with Awtarnagar P.S. Case No. 65 of



2024.

(Prabhat Kumar Singh, J)

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