

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57045 of 2025

Arising Out of PS. Case No.-95 Year-2025 Thana- ANDHRAMATH District- Madhubani

Shib Kumar Mukhiya S/O Ravinder Mukhiya @ Ravi Mukhiya R/O Village-
Jiroga, Police Station- Andhramath, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bhar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 21-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Andhramath P.S. Case No. 95 of 2025 for the offences
registered under Sections 274, 275, 3(5) of the B.N.S. and
Section 30(a) of the Bihar Prohibition & Excise Act.

3. There is recovery of 152.700 litre country made
liquor from a plastic sack.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. Nothing has been recovered from the conscious possession
of the petitioner rather the same has been recovered from the
road. There is no independent witness of the seizure-list which
is violation of Section 103 of B.N.S.S. Petitioner has no



criminal antecedent. He is in custody since 29.05.2025. Petitioner undertakes to co-operate in the trial. Similarly situated co-accused, namely, Jiwalal Mukhiya @ Jeeva Lal Mukhiya has been granted bail by a Co-ordinate Bench of this Court, vide order dated 06.08.2025 passed in Cr. Misc. No. 51950 of 2025.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Considering the submissions made on behalf of the parties and facts and circumstances of the case, let the petitioner, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Jhanjharpur, Madhubani in connection with Andhramath P.S. Case No. 95 of 2025.

(Sunil Dutta Mishra, J)

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