

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57867 of 2025

Arising Out of PS. Case No.-577 Year-2020 Thana- RAJAOLI District- Nawada

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Teko Mahto @ Tek Lal Mahto S/o Late Baran Mahto @ Bechan Mahto R/o
Village - Bachhai, P.S - Singhrawan, District - Hazaribag, State - Jharkhand
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Ranjan, Adv

For the Opposite Party/s : Dr. Kumar Uday Pratap, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 19-09-2025 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with
Rajouli P.S. Case No. 577 of 2020 registered for the offences
under Sections 30 (a) and 41 of the Bihar Prohibition and
Excise Act.

3. The petitioner is not named in the F.I.R. and is in
custody since 21.06.2025.

4. The allegation against the petitioner is to be
engage in illegal trading/manufacturing of illicit liquor, where,
there is recovery of 3131.55 litres of IMFL/country made
liquor.

5. Learned counsel appearing on behalf of the
petitioner submitted that name of petitioner transpired in the
present case only for the reason as photo copy of his driving
license was found inside the cabin of truck which was found
carrying consignment of illicit liquor. It is submitted that save
and except aforesaid photocopy of driving license nothing
incriminating transpires during the investigation as to connect
this petitioner with the present case. It is submitted that
admittedly recovery was not made from the conscious



physical possession of the petitioner, who is a man of clean antecedent. While concluding the argument it is submitted that investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, opposes the prayer for bail.

7. In view of the facts and circumstances as mentioned above and by taking note of fact as save and except suspicion arising out of photocopy of driving license of petitioner as discussed aforesaid prima-facie nothing incriminating appears against petitioner, coupled with the fact as petitioner is in custody since 21.06.2025, accordingly, petitioner, above named, is directed to be released on bail in connection with Rajouli P.S. Case No. 577 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-2, Nawada/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C./Section 480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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