

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61147 of 2025

Arising Out of PS. Case No.-184 Year-2022 Thana- KHODAWANDPUR District- Begusarai

Heeraman Mahto S/o Jaylal Mahto @ Jailal Mahto R/o Village- Jaridih, P.S.-
Gandhinagar, District- Bokaro (Jharkhand)

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr.Pushpendra Kumar Singh, Advocate Ms.Divya Bharti, Advocate
For the Opposite Party/s :	Mr.Navin Kumar Pandey, APP

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

Khodawanpur P.S. Case No. 184 of 2022 registered for the

offences under Sections 30(a), 32, 41(1) of Bihar Prohibition

and Excise Act.

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

custody since 03.07.2025.

4. As per FIR, total 1305 litres of illicit liquor was

recovered from Pick-Up Van bearing registration no.

BR09GB-4997 and one Alto Car bearing registration No.

JH09AY-5002.

5. Learned counsel appearing on behalf of the



petitioner submitted that petitioner was implicated in the present case only for the reason that he was the registered owner of Pick-Up Van i.e. BR09GB-4997. It is submitted that admittedly recovery of illicit liquor was not made from conscious physical possession of this petitioner. It is pointed out that nothing transpires during investigation which may suggest that carrying of consignment was within the knowledge of this petitioner.

6. While concluding argument, it is submitted that seizure list appears not supported by independent witnesses rather by police personnel. Petitioner claimed clean antecedent.

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

8. In view of the aforesaid factual submission as the recovery of illicit liquor *prima facie* not appears to be made from physical possession of the petitioner, coupled with the fact that petitioner remains in custody since 03.07.2025, accordingly, petitioner, above named, is directed to be released on bail in connection with Khodawanpur P.S. Case



No. 184 of 2022 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-1, Begusarai/concerned court, subject to the conditions
as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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