

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69165 of 2025

Arising Out of PS. Case No.-20 Year-2025 Thana- Patauna District- Madhubani

Chandan Kumar Mahaseth S/o- Devchandra Mahaseth @ Devachandra Mahaseth R/o - Madhupur, P.S - Kamtaul, District - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha, Advocate.

For the Opposite Party/s : Mr.Madan Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 13-10-2025 Heard learned counsel appearing on behalf of the petitioner and learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Patauna P.S. Case No. 20 of 2025 registered for the offence punishable under Sections 274/275/3(5) of the BNS and Section 30(a) of the Bihar Prohibition and Excise Act.

3. Allegation is of recovery of 4.5 litres of Nepali country made liquor from the motorcycle of petitioner bearing Registration No. BR07AG1804.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner has been falsely implicated in the case due to enmity. He has no concern either with the seized liquor or trade of liquor in any manner. The petitioner is the owner of the motorcycle from which liquor was recovered, but he had given his motorcycle to his friend and he had no



knowledge that his motorcycle will be misused for carrying liquor. The petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties and the fact that nothing has been recovered from possession of the petitioner and the motorcycle from which liquor was recovered was being driven by his friend, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Patauna P.S. Case No. 20 of 2025, subject to the condition as laid down under Section 438(2) of the Cr.P.C / Section 482 (2) BNSS.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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