

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10477 of 2026

Arising Out of PS. Case No.-419 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhepura

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Ramrup Mukhiya S/o Satrudhan Mukhiya Resident of Village- Parwa, P.S.-
Murliganj, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh, Advocate
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 18-03-2026 Heard Mr.Ranjay Kumar Singh, learned counsel for
the petitioner and Mr.Md. Iftekhar Mahmood, learned A.P.P. for
the State.

2. The petitioner seeks bail, who is in custody since
10.12.2025 in connection with Excise Case No. 239 of 2021
related to Excise P.S.Case No.419 of 2020-21, F.I.R. dated
19.03.2021 registered for the offence punishable under Sections
30(a) and 30(c) of Bihar Prohibition and Excise Act.

3. Recovery is of 195 liters of illegal Chullai liquor.

4. Learned counsel appearing for the petitioner
submits that the allegation as alleged in the FIR is false and
fabricated and the petitioner has not committed any offence as
alleged in the FIR. It appears from the FIR as well as the seizure



list that nothing incriminating article has been recovered from conscious possession of the petitioner and altogether 195 liters of illegal Chullai liquor was recovered from Baluahi river and petitioner has been made accused in the present case merely on the ground that he was fled away from the place of occurrence and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 10.12.2025.

5. Learned APP for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries two more cases of similar nature other than the present one, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid facts, nothing has been recovered from conscious possession of the petitioner and petitioner has been made accused in the present case merely on the basis of suspicion, let the petitioner, above named, be released 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 Additional Sessions Judge-VII-cum-Special Judge Excise-II, Madhepura in connection with Excise Case No. 239 of 2021 related to Excise P.S.Case No.419 of 2020-21, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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