

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3428 of 2026

Arising Out of PS. Case No.-147 Year-2025 Thana- CHORAUT District- Sitamarhi

1. Niranjan Mukhiya Son of Late Kishori Mukhiya R/o Village - Parigama, P.S. - Choraut, Distt. - Sitamarhi.
2. Jeetu Sada Son of Umesh Sada R/o Village - Parigama, P.S. - Choraut, Distt. - Sitamarhi.
3. Prabesh Mukhiya Son of Jahara Mukhiya R/o Village - Parigama, P.S. - Choraut, Distt. - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ritesh Kumar Narain Singh, Advocate
For the Opposite Party/s : Mr. Anil Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 19-01-2026 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners seek bail in connection with
Choraut PS Case No. 147 of 2025 instituted for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 247.375 liters
foreign and nepali liquor was recovered from two motorcycles.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioners. The petitioners have



got no concern with the alleged recovery of liquor. It is submitted petitioners are not the owner of the motorcycles in question and they have no concern with the same. The petitioners are in custody since 11.12.2025 and have got no criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Choraut PS Case No. 147 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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