

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15376 of 2026

Arising Out of PS. Case No.-399 Year-2025 Thana- JOKIHAT District- Araria

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Mithilesh Mandal @ Mithilesh Kumar Mandal @ Mithlesh Mandal @
Mithlesh Kumar Mandal Son of Fuleshwar Mandal R/o Villlage -
Priyankar(Prinkar) Sondip, P.S. - Dhamdaha, Dist. - Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh, Advocate

For the Opposite Party/s : Mrs. Pushpa Sinha.1, APP

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

ORAL ORDER

2 12-03-2026 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends arrest in connection with
Jokihat P.S. Case No. 399 of 2025, registered under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 80.910 liters
liquor was recovered from auto.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no concern with the alleged
recovery of liquor. Learned counsel for the petitioner also
submits that the petitioner was not present on the spot. Name of
the petitioner has transpired in this case as being owner of the
auto in question and he has got no knowledge with regard to the
nature of goods were kept in his vehicle. Learned counsel for



the petitioner, therefore, contends that *prima-facie*, no case is made out against the petitioner. The petitioner has got one criminal antecedent. Learned counsel for the petitioner further submits that other co-accused has been granted regular bail by this Court vide order dated 29.01.2026 passed in Cr. Misc. No. 5183 of 2026. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

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

6. Considering the aforesaid facts and circumstances, let the petitioner, above named in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Jokihat P.S. Case No. 399 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

Rajorshi/-

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