

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15728 of 2026

Arising Out of PS. Case No.-258 Year-2025 Thana- MOHANPUR District- Samastipur

1. Praduman Kumar @ Pradduman Kumar S/o- Umesh Mahto R/v- Bingama Po- Jalalpur Ps- Mohanpur Dist- Samastipur
2. Chotu Kumar @ Krish Kumar Mahto @ Krish Kumar Chaudhary S/o- Umesh Mahto R/v- Bingama Po- Jalalpur Ps- Mohanpur Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Rajesh Kumar, A.P.P

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-03-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners are apprehending arrest in connection with Mohanpur P.S. Case No. 258 of 2025 lodged on 27.12.2025, for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution, FIR has been lodged against six named accused persons including the present petitioners. The recovery of 40 litres of country made liquor has been made which is the subject matter of the present case.

4. Learned counsel for the petitioners submit that the petitioners are innocent and have committed no offence.



Counsel submits that nothing has been recovered from the conscious possession of the petitioners nor they have been apprehended from the place of occurrence. Counsel submits that the name of the petitioners have figured in this case on the basis of secret information. Counsel further submits that the petitioners have clean antecedent.

5. Learned APP for the State opposes the prayer for bail of the petitioners.

6. In the present facts and circumstances of this case, let the above named petitioners be released on anticipatory bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) each as mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of Exclusive Special Excise Judge, Excise 2nd, Samastipur, in connection with Mohanpur P.S. Case No. 258 of 2025, subject to the conditions as laid down U/s 482(2) of the B.N.S.S., 2023.

7. The Trial Court is directed to verify the criminal antecedent(s) of the petitioners, and in case, it is found at any stage that the petitioners have concealed the fact about their criminal antecedent(s), the Trial Court shall take steps for cancellation of bail bond of the petitioners. However, the



acceptance of the bail bonds in terms of the above-mentioned order shall not be delayed for the purpose of or in the name of verification.

(Dr. Anshuman, J)

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