

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19538 of 2026

Arising Out of PS. Case No.-45 Year-2026 Thana- CHAPRA TOWN District- Saran

Subhash Mahto @ Subhash Kumar @ Subash Kumar S/O Shivnath Mahato
@ Shivnath Mahto Resident of Village- Purbi Dahiyawan, P.S. - Chapra
Town, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Adarsh Ranjan

For the Opposite Party/s : Mr. Narsingh Tanti

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 31-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The present application has been filed seeking regular bail in connection with Nagar P.S. Case No. 45 of 2026, registered for offences punishable under Sections 317(5), 318(4), 338, 336(3), 340(2), 3(5) and 61(2) of the Bharatiya Nyaya Sanhita, 2023, and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 100 liters of illicit liquor have been recovered from the possession of the petitioner. The petitioner is in custody since 17.01.2026 and claims clean antecedent.

4. Learned counsel for the petitioner submits that the



petitioner undertakes to donate a sum of Rs. 25,000/- (Rupees Twenty-Five Thousand only) to a charitable organization, without prejudice to his defence and without admitting guilt.

5. Learned APP for the State has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case, the period of custody, and the submissions advanced on behalf of the parties, the application is allowed.

7. Accordingly, the petitioner is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of the learned Court concerned where the case is pending/successor court in connection with Nagar P.S. Case No. 45 of 2026, subject to the following conditions:

(I). The petitioner shall deposit a sum of Rs. 25,000/- (Rupees Twenty-Five Thousand only) with Ramakrishna Mission Ashrama, Latu Maharaj Path, opposite Circuit House, Chapra, Bihar, and shall produce a valid receipt thereof before the court below. The bail bonds shall be accepted only after verification of the genuineness of the said receipt.

(ii). The petitioner shall mark his attendance at Chapra Town Police Station on every Sunday of each month. In the event of default, the



bail bonds shall be liable to be cancelled.

(iii). At the time of acceptance of bail bonds, the court below shall verify the antecedents of the petitioner. The bail bonds shall be accepted only upon confirmation that the petitioner has no criminal antecedent. However, such verification shall not be used as a ground to unnecessarily delay acceptance of the bail bonds.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Sandeep Kumar, J)

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