

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20099 of 2026

Arising Out of PS. Case No.-36 Year-2026 Thana- TERHAGACHH District- Kishanganj

Niraj Kumar Mukhiya S/O Ramballav Mukhiya @ Ram Ballabh Mukhiya
Resident of Village - Chichora Police Station - Bibiganj, District- Kishanganj
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Adv

For the Opposite Party/s : Mr. Humayou Ahmad Khan, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 01-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Special
Case No. 39/2026 arising out of Tedhagaach P.S. Case No. 36 of
2026 dated 30.01.2026 for the offences punishable under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The recovery is of 84.600 litres of illicit country-
made liquor from the four sacks loaded on the motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he is in custody since 31.01.2026 and
has two criminal antecedents. The petitioner has no concern either
with the motorcycle or the seized liquor.

5. Learned counsel for the petitioner submits that the
petitioner is ready to donate Rs. 25,000/- in some charitable
organization without accepting his guilt.

6. Learned APP appearing for the State opposes the



prayer for bail of the petitioner.

7. Considering the facts and circumstances of the case, period of custody and submissions of learned counsel for the petitioner, let the petitioner, above named, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge (Excise-1), Kishanganj in connection with Special Case No. 39/2026 arising out of Tedhagaach P.S. Case No. 36 of 2026.

This is also subject to the condition that the petitioner shall deposit an amount of Rs. 25,000/- in Ramakrishna Math, Village Jharha (near Matua Pahar), P.O. Gurua, Dist. Gayaji, Bihar, 824205 and produce the receipt of the same before the Court below. The bail bonds of the petitioner shall be accepted after verifying the genuineness of the receipt produced by the petitioner.

As a condition of this order, the petitioner after being released on bail is directed to mark his attendance at Bibiganj Police Station on first Sunday of each month. Any default in appearance at the police station will result in cancellation of bail bonds of the petitioner.

(Sandeep Kumar, J)

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