

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.21277 of 2026**

Arising Out of PS. Case No.-167 Year-2025 Thana- KHUTAUNA District- Madhubani

=====

Ghuran Mahto @ Guran Kumar Mahto Son of Nanulal Mahto @ Nanu Lal  
Mahto R/o Village - Ekamma (Basaniya), P.S.- Laukaha, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Pramod Kumar Yadav, Advocate  
For the Opposite Party/s : Mr.Parmanand Prasad, APP

=====

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**

**ORAL ORDER**

2      16-04-2026                      Heard Mr. Pramod Kumar Yadav, learned counsel  
  
appearing on behalf of the petitioner and Mr. Parmanand Prasad,  
  
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection  
with Khutauna P.S. Case No. 167 of 2025 registered for the  
offence(s) punishable under Sections 274, 275, 3(5) of the BNS  
and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the FIR, 54 litres of  
illicit liquor was recovered from a motorcycle, without a  
number plate, bearing Chassis No.MD6348389P2B15279,  
Engine No.AE8BP2215279.



4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. Learned counsel further submitted that name of the petitioner has surfaced in this case on the basis of confessional statement of co-accused/ Jaykant Mahto and confessional statement made before police has no evidentiary value. Petitioner is not the owner of the said motorcycle.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and it has been claimed that the petitioner is not the owner of the said motorcycle, **I find that the learned District Court under such circumstances is required to verify the owner of the motorcycle in question on the basis of registration number, chassis number and engine number and if it is found that the motorcycle is not registered in the name of the petitioner and the same is not the stolen motorcycle, then in that case, the petitioner, above named, is directed to be released on pre-arrest bail, on such terms and conditions, as the learned District Court deems it fit and**



**proper.**

7. The bail application stands disposed of.

**(Purnendu Singh, J)**

Sanjay/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

