

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23746 of 2026

Arising Out of PS. Case No.-24 Year-2026 Thana- DIGHWARA District- Saran

Lagandev Mahto Son of Nanhak Mahto @ Neta Mahto R/O Village - Saidpur,
P.S. - Dighwara, District - Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate
For the Opposite Party/s : Mr. Khurshid Anwar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 08-04-2026

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Dighwara P.S. Case no.24 of 2026 registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, while 7 litres of country liquor was recovered, it is stated that in course of manufacture, 1,000 litres of country liquor was destroyed.

4. Learned counsel for the petitioner submits that no incriminating article has been recovered from the petitioner's possession and he has no concern with the seized articles or the liquor which was destroyed. He has been falsely implicated in the case. He is in custody since 19.2.2026 and has no antecedent under the Bihar Prohibition and Excise Act, 2016.



5. The application for bail is opposed by learned A.P.P.
for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, the petitioner being in custody since 19.2.2026 and specially his not having any antecedent under the Bihar Prohibition and Excise Act, 2016, the Court directs the petitioner to be enlarged on bail in connection with Dighwara P.S. Case no.24 of 2026 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Special Judge, Excise, Saran at Chapra on the following condition:

(i) If it subsequently transpires that the petitioner had an antecedent under the Bihar Prohibition and Excise Act, 2016, the prosecution will be at liberty to move this Court for cancellation of bail granted to the petitioner.

(Partha Sarthy, J)

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