

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23451 of 2026

Arising Out of PS. Case No.-53 Year-2026 Thana- Excise P.S. District- Saran

1. Niraj Mahto S/o Ramnath Mahto
2. Atif Ali S/o Sahabuddin Ali
Both are residents of Village- Siswan Ghurghat, P.S.- Siswan, Dist.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate
For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 08-04-2026

1. Heard learned counsel for the parties.

2. The petitioners have preferred this application for grant of regular bail in connection with Sadar Excise P.S. Case no.53 of 2026 registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, 3 litres of illicit liquor was recovered from the possession of petitioner no.1 while 2.25 litres of liquor was recovered from the possession of petitioner no.2. A total of 7.5 litres of liquor was recovered from the possession of the accused persons.

4. Learned counsel for the petitioners submits that no incriminating article has been recovered from the petitioner's possession who have been falsely implicated in the case. They



are in custody since 24.2.2026 and have no criminal antecedent.

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
petitioners not having any criminal antecedent together with
their having remained in custody since 24.2.2026, the Court
directs both the petitioners to be enlarged on bail in connection
with Sadar Excise P.S. Case no.53 of 2026 on each of them
furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with
two sureties of the like amount each to the satisfaction of the
learned Exclusive Special Excise Court no.3, Saran.

(Partha Sarthy, J)

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