

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29363 of 2026

Arising Out of PS. Case No.-82 Year-2026 Thana- MAJORGANJ District- Sitamarhi

Santosh Kumar S/O Late Ramashray Mahto Resident of Village- Basantpatti,
P.S- Purnahiya, District- Shivhar, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dwij Raj, Advocate
For the State : Mr.Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 11-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Majorganj P.S. Case No. 82 of 2026 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the prosecution case, there is recovery of
198 litres of illicit liquor.

4. It has been submitted by the learned counsel for the
petitioner that the petitioner is innocent and has falsely been
implicated in this case. The petitioner is in custody since
02.03.2026 and claims clean antecedent.

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 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 Excise Court No. 1, Sitamarhi/concerned Court below in connection with Majorganj P.S. Case No. 82 of 2026.

8. This is also subject to the condition that the petitioner shall deposit an amount of Rs. 25,000/- in Ramakrishna Mission Sevashrama, Swami Vivekananda Path, Bela, Muzaffarpur, Bihar 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.

9. As the petitioner claims to have clean antecedent, the Court below, before accepting the bail bonds of the petitioner is directed to verify the antecedent of the petitioner. If the petitioner is found to be involved in any other case then the bail bonds of the petitioner shall not be accepted.



10. As a condition of this order, the petitioner after being released on bail is directed to mark his attendance at Purnahiya Police Station, District- Sheohar, Bihar on every Sunday of the month. Any default in appearance at the police station will result in cancellation of bail bonds of the petitioner.

11. It is, however, clarified that the observations made herein are limited to the adjudication of the present bail application and shall not prejudice the case of the petitioner at any subsequent stage of the trial and this Court has not express any opinion on the merits of the case.

(Sandeep Kumar, J)

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