

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34860 of 2026

Arising out of PS. Case No.-52 Year-2026 Thana- Excise Mashrakh District- Saran

Munna Kumar @ Munna Mahto Son of Mahendra Mahto Resident of Village-
Pakha Bintoli, P.S.- Marhowrah, District- Saran at Chapra Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar Srivastva, Adv.
For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE ANSUL
ORAL ORDER

2 20-05-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in Mashrakh Excise P.S.
Case No. 52 of 2026 registered for the offence under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The allegation is that 51.75 litres of foreign liquor
was recovered from the doorless room in the premises and the
petitioner is said to be the owner of the said premises.

4. Learned counsel for the petitioner submits that the
alleged recovery was made from the abandoned premises of the
petitioner and nothing incriminating article was recovered from
the conscious possession of the petitioner. He further submits
that the petitioner has no criminal antecedent and is in custody
since 24.04.2026.

5. Learned Additional Public Prosecutor for the State



has vehemently opposed the prayer for bail of the petitioner.

6. Considering that the alleged recovery was not made from the conscious possession of the petitioner and the petitioner is in custody since 22.04.2026 having no criminal antecedent, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court of 3rd Exclusive Special Excise Court, Saran at Chapra in connection with Mashrakh Excise P.S. Case No. 52 of 2026.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Ansul, J)

Vikash/-

U		T	
---	--	---	--

