

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46353 of 2026

Arising Out of PS. Case No.-30 Year-2023 Thana- DEODHA District- Madhubani

1. Satan Mukhiya @ Chatan Mukhiya @ Chhatan Mukhiya Son of Late Shir Lal Mukhiya Resident Of Village- Pithawa tol, Ward no. 09, Usrahi, Ps- Deodha, Dist- Madhubani
2. Kailasho Devi @ Kevalashi Devi Wife of Satan Mukhiya @ Chatan Mukhiya @ Chhatan Mukhiya Resident Of Village- Pithawa tol, Ward no. 09, Usrahi, Ps- Deodha, Dist- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar Sah, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 17-07-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in Deodha P.S. Case No. 30 of 2023 instituted for the offences under Sections 272 and 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 90 liters liquor was recovered from the house of the petitioners.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners



have got no concern with the alleged recovery of liquor. It is submitted that the name of the petitioners has transpired on the basis of disclosure made by apprehended Co-accused. It is further submitted that that recovery is made from the joint house of the petitioners where other family members also reside. The petitioners are in custody since 21.05.2026. The petitioner No.1 has one criminal antecedent while petitioner No.2 has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Deodha P.S. Case No. 30 of 2023.

(Rudra Prakash Mishra, J)

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