IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77059 of 2026

CNR No. BRHC011099262026

Arising Out of PS. Case No.-180 Year-2026 Thana- Excise Jhanjharpur District- Madhubani

==========

Satya Prakash Mandal S/O Ramchandra mandal Resident of Village- Marukiyahi, P.S.- Laukahi, Dist.- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Ramchandra Jha Raman, Advocate
For the Opposite Party/s : Mr. Anil Prasad Singh, APP

==========

CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned A.P.P. on behalf of the State.

2. This application is filed for grant of regular bail to the petitioner who has been made accused in connection with Excise Jhanjharpur P.S. Case No. 180 of 2026, registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016 (as amended up-to-date).

3. As per the prosecution, there is a total recovery of 270 litres of mama shri desi Nepali liquor out of which 45 litres were recovered from the bicycle of the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case due to dirty village politics and nothing has been recovered

WEB COPY

from the conscious possession of the petitioner. It is submitted that the petitioner neither has any connection with the alleged seized liquor nor with the seized bicycle.

5. It is further submitted that there is no independent witness of the alleged seizure list and the witnesses of the seizure list are police party which is a clear violation of the mandatory provisions of Sections 103 and 105 of the B.N.S.S.

6. Learned counsel for the petitioner submits that the petitioner is in judicial custody since 20.08.2026 and is having a clean antecedent.

7. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner.

8. Considering the aforesaid facts and circumstances of the case, the period of custody and also taking into consideration the materials available on record, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand rupees) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise, Jhanjharpur, District-Madhubani in connection with Excise Jhanjharpur P.S. Case No. 180 of 2026 on the following conditions:-

(i) That one of the bailors should be family member of

WEB COPY

the petitioner.

(ii) That the petitioner will cooperate in the trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the Court, he should physically appear in Court on that date.

(iii) If the petitioner tampers with the evidence or threatens the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Kumar Manish, J)

Ritwika/-

U		T	

WEB COPY