

**Court of 02<sup>nd</sup> Exclusive Special Excise Judge, Saran at Chapra**

(ABP No. 953/2026)

(**Tejabali Mahto** Vs. State of Bihar)

(Revilganj P.S. Case No. 127/2026)

**ORDER**

18.03.2026 Heard Ld. Counsel for the petitioner and ld. Special P.P. for the State on the anticipatory bail petition filed on behalf of the accused petitioner **Tejabali Mahto, S/O Late Lallan Mahto** who is apprehending his arrest in connection with Revilganj P.S. Case No. 127/2026 u/s 30(a) of Bihar Prohibition and Excise Act, 2016.

Ld. Counsel for the petitioner has submitted that petitioner is innocent and has falsely been implicated in this case, further, no any bail petition either regular or anticipatory has been filed are moved either before this court or the Hon'ble High Court at Patna except this one. He has further submitted that petitioner has got one criminal antecedent. Nothing has been recovered from the conscious possession of the petitioner.

On the other hand, the ld. Special P.P. opposed the prayer of anticipatory bail.

Heard both the sides and perused the case record, on perusal of the same, it transpires that petitioner is named in the FIR u/s 30(a) of Bihar Prohibition and Excise Act, 2016. Seizure list attached with record. Police recovered 300 litre countrymade liquor from the spot which was duly seized. On perusal of case diary, It appears that above named accused petitioner is involved in this illegal business of liquor. There is one criminal antecedent against the petitioner as per para 03 of the anticipatory bail petition.

Considering, the prima facie, involvement of accused petitioner in this case, and also the fact that this court has got no power to entertain any anticipatory bail petition as per mandatory provision of Sec.76(2) of Bihar Prohibition and Excise Act, 2016. Accordingly, this anticipatory bail petition of petitioner **Tejabali Mahto** stands rejected.

(Dictated)

(Lakshmi Narain Tripathi)  
Excl.Special Excise Judge-2  
Saran  
18.03.2026