

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69370 of 2024

Arising Out of PS. Case No.-187 Year-2024 Thana- RUPASPUR District- Patna

1. Mini Manjhi S/O Late Sitaram Manjhi R/O Village- Rukanpura Musahari, PS- Rupaspur, District- Patna
2. Leriya Devi @ Smt. Lerza Devi W/O MIni Manjhi R/O Village- Rukanpura Musahari, PS- Rupaspur, District- Patna
3. Chintu Manjhi S/O Mini Manjhi R/O Village- Rukanpura Musahari, PS- Rupaspur, District- Patna

... .. Petitioners.

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-10-2024 Heard learned counsel for the petitioners and
learned A.P.P. for the State.

2. The petitioners apprehend their arrest in
Rupaspur P.S. Case No.187 of 2024 for the offences punishable
under Section 30 (a) of the Bihar Prohibition and Excise Act.

3. It is submitted by learned counsel for the
petitioners that no incriminating article has been recovered from
the conscious physical possession of the petitioners rather 55
liters of country made liquor is said to have been recovered
from the house of the petitioners. Petitioners have no concern
either with the seized liquor or any trade of liquor. The
allegation levelled against the petitioners is not specific rather



general and omnibus in nature. Petitioners have been falsely implicated in this case at the instance of their enemy by planting the aforesaid recovery. Petitioner no.1 has one criminal antecedent, whereas petitioner nos.2 and 3 have no criminal antecedent as mentioned in para-3 of this application.

4. Considering the facts and circumstances of case as well as the fact that the alleged recovery has been made from the house of the petitioners, I am not inclined to enlarge them on anticipatory bail. The prayer for anticipatory bail of the petitioners is hereby rejected.

5. However, if the petitioners surrender before the learned Court below within six weeks from today and seek regular bail the learned Court below would pass order in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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