

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.83657 of 2024**

Arising Out of PS. Case No.-180 Year-2024 Thana- MEDNI CHAUKI District- Lakhisarai

Shambhu Mahto @ Shambhu Kumar Son of Sakaldeo Mahto Resident of  
Village- Kiranpur, P.S.- Medni Chouki, District- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Md Irshad, Advocate

For the Opposite Party/s : Mr. Pronoti Singh, Advocate

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**

ORAL ORDER

2      11-12-2024                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with  
Medni Chouki P.S. Case No. 180 of 2024 dated 13.08.2024  
instituted for the offence punishable under Sections 30(a), 32 of  
Bihar Prohibition and Excise Act.

3. The allegation is of recovery of total 6 litres *Mahua*  
liquor near the house of the petitioner.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and he has been falsely implicated in this  
case. It is further submitted that nothing has been recovered either  
from the conscious possession of the petitioner or from his house  
rather the said recovery has been made outside the house of the  
petitioner which is open place and easily accessible to anyone.



Lastly, it has been submitted that petitioner has no criminal antecedents.

5. On the other hand, learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Medni Chouki P.S. Case No. 180 of 2024, he will be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-V – cum – Exclusive Special Excise Court No. 2, Lakhisarai, subject to condition as laid down under Section 438(2) of the Cr.P.C.

**(Khatim Reza, J)**

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