

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.24211 of 2025**

Arising Out of PS. Case No.-169 Year-2024 Thana- CHACKMEHSI District- Samastipur

1. Srimati Rekha Devi W/O Shri Manoj Mahto R/o Village- Shrinath Paaran, P.S- Chakmehsi, District- Samastipur
2. Shri Vikram Mahto S/o Bhola Mahto R/o Village- Shrinath Paaran, P.S- Chakmehsi, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                     |   |                                  |
|---------------------|---|----------------------------------|
| For the Petitioners | : | Mr. Pramod Kumar Singh, Advocate |
| For the State       | : | Mr. Parmanand Prasad, APP        |

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      01-05-2025                      Heard learned counsel appearing on behalf of the  
petitioners and learned A.P.P. appearing on behalf of the State.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act.

3. As per prosecution case, 45 litres illicit country made liquor was recovered from behind the house of co-accused Manoj Mahto.

4. It is submitted by learned counsel appearing on behalf of the petitioners that petitioners are quite innocent and have committed no offence. No incriminating article has been recovered from conscious possession of these petitioners and they have falsely been implicated in this case merely on suspicion. The alleged illicit liquor has been recovered from an



open place, which is accessible to one and all. Petitioners claim clean antecedents.

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

6. Considering the nature of accusation, fact that no incriminating article has been recovered from conscious possession of these petitioners and clean antecedents of the petitioners, the prayer for grant of anticipatory bail to the petitioners is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioners be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise-I, District- Samastipur in connection with Chakmehsi P.S. Case No. 169 of 2024, subject to condition as laid down under Section 482(2) of the B.N.S.S..

**(Prabhat Kumar Singh, J)**

shashank/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

