

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27479 of 2025

Arising Out of PS. Case No.-34 Year-2025 Thana- RUNISAIDPUR District- Sitamarhi

1. Jafrul Mansoori @ Md. Jafrul S/O Ilyas Mansoori @ Iliyas Mansoori R/O village - Kharka, P.S. - Runnisaidpur, Dist. -Sitamarhi
2. Afsar Mansoori @ Md. Afsar @ Apsar Mansoori S/O Ilyas Mansoori @ Iliyas Mansoori R/O village - Kharka, P.S. - Runnisaidpur, Dist. -Sitamarhi
3. Chhote Mansoori @ Md. Chhote S/O Ilyas Mansoori @ Iliyas Mansoori R/O village - Kharka, P.S. - Runnisaidpur, Dist. -Sitamarhi
4. Lal Babu Mansoori @ Md. Lal Babu S/O Ilyas Mansoori @ Iliyas Mansoori R/O village - Kharka, P.S. - Runnisaidpur, Dist. -Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-05-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. Learned counsel for the petitioners submits that during the pendency of the bail application, petitioner no. 4 has been arrested. As such, the bail application, insofar as it relates to petitioner no. 4, has become infructuous, and he is not pressing the same.

3. The petitioner Nos. 1, 2 & 3 are apprehending arrest in connection with Runnisaidpur P.S. Case No. 34 of 2025, dated 24.01.2025, lodged under Section 30(a) of the Bihar



Prohibition and Excise (Amendment) Act, 2022.

4. As per the prosecution, total recovery of 18 litres of illicit liquor has been made, which is the subject matter of the present case.

5. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. It is further submitted that the alleged recovery was made from the house of the petitioners' father, and all the petitioners are brothers. Counsel further submits that the criminal antecedents of the petitioners are not clean, as two criminal cases are pending against petitioner nos. 1 and 2, and three criminal cases are pending against petitioner no. 3. It is, however, submitted that only petitioner no. 2 is involved in cases under the Excise Act, while the other petitioners have criminal cases pending, but those are not related to the Excise Act.

6. Learned APP for the State opposes the prayer for bail of the petitioners and submits that the criminal antecedents of the petitioners are not clean

7. As such, in the present facts and circumstances of this case, let the petitioner No. 1, namely, Jafrul Mansoori @ Md. Jafrul, & the petitioner No. 3, namely, Chhote Mansoori @ Md. Chhote, be released on anticipatory bail, in the event of



arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) each as mentioned in Section 2(1)(d) of the BNSS, 2023, to the satisfaction of Exclusive Special Excise Court No. 1, Sitamarhi, in connection with Runnisaidpur P.S. Case No. 34 of 2025, subject to the conditions as laid down U/s 482(2) of the BNSS, 2023.

8. So far as the bail application of the petitioner No. 2, namely, Afsar Mansoori @ Md. Afsar @ Aphsar Mansoori is concerned, his bail application is hereby **rejected**.

(Dr. Anshuman, J.)

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