

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30490 of 2025

Arising Out of PS. Case No.-50 Year-2025 Thana- KAMTAUL District- Darbhanga

MAHASHANKAR THAKUR @ MANI SHANKAR THAKUR S/O RANJIT
KUMAR THAKUR Resident of Village- Ratanpur, Police Station- Kamtaul,
District- Darbhanga

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Advocate
For the Opposite Party/s : Mr. Sangeeta Sharma, A.P.P

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 14-05-2025 Heard Learned Counsel for the petitioner and Learned
APP for the State.

2. The petitioner is apprehending arrest in connection
with Kamtaul P.S. Case No. 50 of 2025 lodged on 02.03.2025,
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution, FIR has been lodged against
two named accused persons including the present petitioner.
Total recovery of 134.280 litres of illicit liquor has been made
which is the subject matter of the present case.

4. Learned Counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
submits that the recovery of alleged liquor has been made from
the bush which is accessible to public at large and nothing has



been recovered from the petitioner's possession. Counsel submits that petitioner has falsely been implicated in this case. Counsel further submits that petitioner has no criminal antecedent.

5. Learned APP for the State opposes the prayer for bail of the petitioner but submits that petitioner has no criminal antecedent.

6. As such, in the present facts and circumstances of this case, let the above named petitioner 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) as mentioned in Section 2(1)(d) of the Bharatiya Nagarik Suraksha Sanhita, 2023 to the satisfaction of Special Judge-I (Excise Act), Darbhanga, in connection with Kamtaul P.S. Case No. 50 of 2025, subject to the conditions as laid down U/s 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Dr. Anshuman, J)

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