

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35409 of 2025

Arising Out of PS. Case No.-44 Year-2025 Thana- Excise Dhamdaha District- Purnia

Mantu Jayswal @ Devanand Jaysawal S/o- Mahanand Bhagat Mohalla-
Dumri Ward 14 PS- Tikapatti, District- Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Rina Sinha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 03-07-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 9.375 litres of illicit foreign liquor has been recovered from the house of the petitioner.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case. Nothing incriminating has been recovered from the conscious possession of the petitioner. Petitioner has no concern with the alleged recovery.



5. Learned A.P.P. for the State submits that 9.375 liters of illicit foreign liquor was recovered from the house of the petitioner and he has got one criminal antecedent of similar nature. He further submits that petitioner is not entitled to the privilege of anticipatory bail in view of Full Bench decision of this Court rendered in the case of *Ram Vinay Yadav vs. The State of Bihar* reported in **2019(2) P.L.J.R. 1089 (F.B.)**.

6. Considering the aforesaid decision of this Court, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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