

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33293 of 2025

Arising Out of PS. Case No.-13 Year-2025 Thana- SUGAULI District- East Champaran

1. Sushila Devi W/o Satrudhan Kumar Resident of Vill.- Chhapwa Mushahari Tola, P.S.- Sugauli, Distt.- East Champaran
2. Mahadeo Manjhi S/o Faguni Manjhi Resident of Vill.- Chhapwa Mushahari Tola, P.S.- Sugauli, Distt.- East Champaran
3. Vijay Manjhi S/o Dhuman Manjhi Resident of Vill.- Chhapwa Mushahari Tola, P.S.- Sugauli, Distt.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kundan Rathore Alias Kundan Kumar
For the Opposite Party/s : Mr. Braj Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 20-05-2025 Heard learned counsel appearing on behalf of the

petitioners and learned Additional Public Prosecutor appearing

on behalf of the State.

2. The petitioners no. 1 & 2 are named, petitioner
no. 3 is not named in the F.I.R. and apprehended their arrest
in connection with Sugauli P.S. Case No. 13 of 2025
registered for the offences punishable under Sections 30 (a),
45 and 37 of the Bihar Prohibition and Excise Act.

3. The allegation against the petitioners is to be
engage in illegal trading/manufacturing of illicit liquor, where,



there is recovery of 27 litres of IMFL/country made liquor.

4. Learned counsel appearing on behalf of the petitioners submitted that recovery of illicit liquor was made from apprehended co-accused persons namely Abbas Miyan, thereafter on the basis of disclosure and on the suspicion as raised by local chowkidaar name of petitioners were implicated in the present case. It can be safely said that recovery of alleged illicit liquor not appears to be made from the physical possession of petitioners, who are of clean antecedent.

5. Learned APP appearing on behalf of the State, opposes the prayer for anticipatory bail.

6. In view of aforesaid facts and circumstances and by taking note of the fact as recovery of illicit liquor prima-facie not appears to be made from the conscious physical possession of these petitioners, accordingly all above named petitioners, in the event of their arrest or surrender before the learned Trial Court within a period of four weeks, are directed to be released on bail, furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the learned Exclusive
Special Excise Judge-1, Motihari, East Champaran/concerned
Trial Court where the case is pending in connection with
Sugauli P.S. Case No. 13 of 2025 subject to the conditions as
laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

U		T	
---	--	---	--

