

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42928 of 2025

Arising Out of PS. Case No.-60 Year-2025 Thana- SANHAULA District- Bhagalpur

Nago Mandal @ Nageshwar Mandal S/o Shree Lal Mandal R/o Village-
Gorgama, P.S.- Basantrai, District- Godda (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Diwakar Upadhyaya, Advocate
For the State	:	Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 07-07-2025 Heard Mr. Diwakar Upadhyay, learned counsel
appearing on behalf of the petitioner and Mr. Umeshanand
Pandit, learned A.P.P. appearing on behalf of the State.

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

3. As per prosecution case, 25 litres country made
liquor was recovered from the seized vehicle.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that petitioner is quite innocent and has
committed no offence. Petitioner is neither owner nor driver of
the vehicle in question and has been made an accused in this
case merely on suspicion. Nothing has been recovered from the
conscious possession of this petitioner.



5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that huge quantity of liquor was recovered from the seized vehicles. Petitioner has got two criminal antecedents of similar nature.

6. Considering the nature of accusation, recovery of huge quantity of illicit liquor from the seized vehicles and fact that petitioner has got two criminal antecedents of similar nature, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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