

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.46887 of 2025**

Arising Out of PS. Case No.-52 Year-2025 Thana- KOTWA District- East Champaran

Jagan Manjhi @ Jagau Majhi @ Gagan Manjhi S/O Late Charit Manjhi @  
Late Charitr Majhi R/O Village- Koirgawa, P.S- Kotwa, District- East  
Champaran at Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner : Mr. Shashank Shekhar, Advocate  
For the State : Mr. Aditya Narayan Singh.1, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      17-07-2025                      Heard learned counsel appearing on behalf of the  
petitioner and 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 Section 30(a) of the  
Bihar Prohibition and Excise Act.

3. As per prosecution case, 35 litres illicit country  
made liquor was recovered from behind the house of this  
petitioner.

4. It is submitted by learned counsel appearing on  
behalf of the petitioner that petitioner is quite innocent and has  
committed no offence. No incriminating article has been  
recovered from conscious possession of this petitioner and he  
has falsely been implicated in this case merely on suspicion. The  
alleged illicit liquor has been recovered from an open place,



which is accessible to one and all. Petitioner has got one criminal antecedent of similar nature in which he is already on bail.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the nature of accusation and the fact that no incriminating article has been recovered from conscious possession of this petitioner, the prayer for grant of anticipatory bail to the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Court No. 1, East Champaran, Motihari in connection with Kotwa P.S. Case No. 52 of 2025, subject to condition as laid down under Section 482(2) of the B.N.S.S..

**(Prabhat Kumar Singh, J)**

shashank/-

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