

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52343 of 2025

Arising Out of PS. Case No.-142 Year-2025 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Sonu Mahto @ Sonu Kumar Mahto Son of Late Jagdish Mahto Resident of
Village - Gangwara, P.S.- Darbhanga Sadar, District - Darbhanga (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Ajay Kumar No. 2, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 19-08-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in a case registered
under Sections 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
288 litres of Nepali liquor from the dilapidated house near
Laxmisagar Road No. 3.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. Further submission is that the dilapidated house, from
where the alleged recovery has been made, does not belong to
the petitioner and is easily accessible to anyone. Petitioner has
no concern with the seized illicit liquor. Nothing has been



recovered from the conscious possession of the petitioner. Petitioner has 6 criminal antecedents of similar nature and in all the cases, petitioner is on bail. Petitioner undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail and submits that petitioner is a habitual offender and he has got 6 criminal antecedents of similar nature. Therefore, petitioner does not deserve the privilege of anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties as well as the long criminal history of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for anticipatory bail is, hereby, rejected.

(Sunil Dutta Mishra, J)

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