

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76481 of 2025

Arising Out of PS. Case No.-233 Year-2025 Thana- PANAPUR District- Saran

Santosh Manjhi @ Langer S/O Jagbir Manjhi @ Yaduveer Manjhi R/o village
-Mahammadpur , p.s- Panapur , District - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Advocate

For the Opposite Party/s : Mr. Akbar Ali, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner apprehends his arrest in a case registered
for the offences punishable under Section 30(a) of the Bihar
Prohibition & Excise (Amendment) Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and allegation is of
recovery of 4.140 litres of liquor from the house of the
petitioner. It is next submitted that petitioner was not arrested
from the spot, as such, nothing was recovered from his
conscious possession and the house in question is the joint
family property and it cannot be alleged with certainty that it
was petitioner who had kept the liquor in the house or the liquor
kept in the house was within his knowledge and he came to be



implicated at the instance of local person but then it is submitted that it does not appear probable that local person would have known who had concealed the liquor in the house and the name of the person, who disclosed the name of the petitioner, is not disclosed in the FIR which further casts an aspersion on the case of the prosecution.

4. Learned A.P.P. opposes the anticipatory bail application.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on provisional anticipatory bail on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned 02nd Exclusive Special Excise Judge, Saran at Chapra in connection with Panapur P.S. Case No.233 of 2025, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

6. The application stands allowed.

7. It is made clear that the learned trial Court after accepting the provisional bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is



found that petitioner has antecedent of more than one case, then it would be presumed that petitioner for the purposes of obtaining anticipatory bail had concealed his antecedent before this Court, in that event, the present provisional anticipatory bail order shall not be confirmed, but if on verification, it is found that petitioner has antecedent of only one case, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

Sanjay/-

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