

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87343 of 2024

Arising Out of PS. Case No.-254 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhubani

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Manorath Mukhiya, son of late Mauji Mukhiya, Resident of village
Brahampuri, Basukibihari, P.S.-Madhwapur, Dist-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bhavesh Kumar Sah, Advocate
For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 19-04-2025 Heard Mr. Bhavesh Kumar Sah, learned counsel for

the petitioner and Mr. Khurshid Anwar, learned APP for the

State.

2. The petitioner is apprehending his arrest in
connection with G.O. P.S. Case No. 254 of 2019 for the offences
punishable under Sections 30(a) and 32(2) of the Bihar
Prohibition and Excise Act.

3. According to prosecution case, the information
received an information that some persons are trying to smuggle
wine through Indo-Nepal and recovered 261 litres of illicit
liquor.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been



implicated in the present case. As per the averments made in the Paragraph No. 14 of the bail petition, the petitioner has stated that he is living in UAE since 2016 and he has no knowledge about the present occurrence. On the last occasion on the request of the learned counsel for the petitioner, this Court has directed the learned counsel for the petitioner to file a supplementary affidavit annexing the passport of the petitioner but till date the petitioner has not filed the supplementary affidavit, which suggests that the averments made in the bail petition is not supported by the any document.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner

6. Considering the allegation as alleged in the F.I.R and the material available on record, I am not inclined to grant the privilege of anticipatory bail to the petitioner in connection with G.O. P.S. Case No. 254 of 2019 pending in the court of learned 2nd Additional Sessions Judge-cum-Special Judge Excise Act, Madhubani.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

Jyoti Kumari/-

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