

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7870 of 2026

Arising Out of PS. Case No.-363 Year-2025 Thana- OBRA District- Aurangabad

Mantu Singh @ Narendra Kr. Patel S/o Late Lalbabu Singh R/o vill - Gahna,
P.S.- Haspura, Distt.- Aurangabad, At present Rajendra Nagar, Machhua Toli,
Langal Toli, P.S.- Kadam Kuan, Distt.- Patna, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamendra Prasad Singh, Advocate

For the Opposite Party/s : Ms. Sharda Kumari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 16-03-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 30(a) and 30(c) of the
Bihar Prohibition and Excise (Amendment) Act, 2022 as well as
Sections 25(1-b)A and 26 of the Arms Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of three cases and allegation is of recovery
of 20 litres of liquor from a semi constructed hut along with a
country made pistol and 500 litres of fermented Jawa Mahua was
destroyed.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in the instant case by the
informant. It is further submitted that petitioner was not arrested from
the spot, as such, nothing was recovered from his conscious



possession and the hut also does not belong to the petitioner nor he has any concern with the liquor or Fermented Jawa Mahua and he came to be implicated based on the secret information.

5. Learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner and submits that it is not a case only under the Excise Act but then allegation is of recovery of a country made pistol. It is further submitted that petitioner has antecedent of three cases and none of the cases are under the Excise Act which amply demonstrates that petitioner is a history-sheeter. It is next submitted that investigation of the case is in its nascent stages and if privilege of anticipatory bail is granted to the petitioner, the petitioner may abscond or try to tamper with the evidence.

6. Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Obra P.S. Case No. 363 of 2025 pending in the Court of learned Special Judge Excise-II, Aurangabad/Successor Court.

7. Hence, the prayer for anticipatory bail is rejected.

(Satyavrat Verma, J)

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