

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36183 of 2026

Arising Out of PS. Case No.-160 Year-2023 Thana- CHANDAN District- Banka

Nirmal Kr Manjhi @ Nirmal Kumar Manjhi S/o Late Bhubneshwar Manjhi
R/o vill - Kumaitha, P.S.- Jasidih, Distt.- Deoghat, Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 02-06-2026 The Court proceeding is being conducted through
virtual mode.

2. Heard learned Counsel for the petitioner and
learned APP for the State.

3. The petitioner is apprehending arrest in connection
with Chandan P.S. Case No.- 160 of 2023 registered on
01.10.2023 for the offences punishable under Section 30(a) of
the Bihar Prohibition and Excise (Amendment) Act, 2022.

4. As per prosecution, total recovery of 05.76 litres of
illicit foreign liquor, is the subject matter of the present case.

5. It is submitted by the learned counsel for the
petitioner that the petitioner is innocent and has committed no
offence. The petitioner has a clean criminal antecedent.
Moreover, the alleged recovery has not been made from the
possession of the petitioner rather, his implication in the present



case is solely on the ground that the alleged recovery was effected from a vehicle registered in his name. Learned counsel further submits that although the vehicle in question continues to stand in the name of the petitioner, he had already sold the said vehicle to one Kapildeo Das, however, the ownership could not be formally transferred in the official records.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the antecedent of the petitioner is clean.

7. In the facts and circumstances, let the above named petitioner be released on bail, in the event of arrest or surrender before the Trial Court within a period of four weeks from today, on furnishing bail bond of ₹30000/- (thirty thousand) as mentioned in Section 2(1) (d) of the Bharatiya Nagrik Suraksha Sanhita, 2023 to the satisfaction of the Learned Exclusive Special Court, Excise-I, Banka, in connection with Chandan P.S. Case No.- 160 of 2023, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Dr. Anshuman, J)

Ashwini/Manshi

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