

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42919 of 2026**

Arising Out of PS. Case No.-49 Year-2026 Thana- NOWKOTHI GARHPURA District-
Begusarai

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Mantun Jha @ Mantu Jha, S/o Late Gopal Jha @ Gopal Jha, R/o Village -
Pahsara, Ward No.- 11 ,P.S - Nawkothi (Naokothi), Dist- Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mrs. Indu Kumari Srivastava, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER**

2 02-07-2026 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The accused/petitioner is not named in the FIR

and apprehending his arrest in connection with Naokothi P.S.

Case No.49 of 2026 registered under Section 30(a) of the

Bihar Prohibition and Excise Amendment Act, 2022.

3. Allegation against the petitioner is to engage in

illegal trade/manufacturing of illicit liquor, where there is

recovery of 24.75 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for

petitioner that the alleged recovery was made from two



Motorcycles bearing Registration No. BR34V3-3610 and Engine No. DKXCSG46207. It is further submitted that nothing has been recovered from the conscious possession of the petitioner. It is further submitted that seizure list also appears doubtful being not supported by independent witnesses rather than by police personnel. It is also pointed out that the name of the petitioner surfaced solely on the disclosure made by the Mahal Chaukidar. The petitioner has two criminal antecedent, in which, he is on bail.

5. Learned APP opposed the prayer of anticipatory bail to the petitioner.

6. In view of aforesaid factual submissions and by taking of note of fact as recovery of illicit liquor *prima facie* not appears to be made from physical possession of this petitioner, accordingly, the petitioner above-named, in the event of his arrest or surrender in the court below within a period of four weeks from today, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge-I,



Begusarai in connection with Naokothi P.S. Case No.49 of
2026, subject to the conditions as laid down under Section
438(2) of the CrPC/under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

Raushan/-

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