

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43023 of 2026

Arising Out of PS. Case No.-66 Year-2024 Thana- BASOPATTI District- Madhubani

Manoj Sahni @ Manoj Kumar Sahni S/o Charitra Sahni @ Chalitra Sahni
Resident of Village - Kodarkatta, Bundelkhand, P.s.- Basopatti, Distt.-
Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Bhavesh Kumar Sah, Advocate
For the Opposite Party : Mr. Dr. Kumar Uday Pratap, APP

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 named in the FIR and apprehending his arrest in connection with Basopatti P.S. Case No.66 of 2024 registered under Sections 272, 273 and 34 of IPC and under Section 30(a) of Bihar Prohibition and Excise Act.

3. Allegation against the petitioner is to engage in illegal trade/manufacturing of illicit liquor, where there is recovery of 129 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for the petitioner that the recovery of alleged illicit liquor was



made from two motorcycles, which was involved in carrying illegal consignment of liquor. It is also submitted that the name of petitioner arrayed solely on the disclosure made by the local villager. It is further argued by the petitioner that petitioner is neither the owner of the said vehicle nor the petitioner was the driver of the said vehicle. It is also submitted that recovery of illicit liquor was not made from conscious possession of this petitioner. Explaining criminal antecedent, it is submitted that petitioner found involved in one criminal case, where 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 note of the 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 Excise Act, Madhubani, in connection with Basopatti P.S. Case No.66 of 2024, 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.)

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