

**IN THE COURT OF EXCLUSIVE SPECIAL EXCISE COURT No- 2<sup>nd</sup> BHOJPUR, ARA**

**Present:- Ghanshyam Singh**

**Exclusive Special Excise Judge-2, Bhojpur, Ara.**

**A.B.P. No. 682/2026**

**Arising out of Sikarhatta P.S. Case No. 18/2026**

**Manju Yadav @ Manju Kumar & Ors.**

**Versus**

**State**

Present:-

**Ld. Spl. P.P. Sri Jugeshwar Prasad for the State**

**Ld. Counsel Arvind Kumar Singh for the accused/petitioners**

**11.03.2026**

1. The present anticipatory bail application is filed on behalf of the petitioners/accused namely **01. Manju Yadav @ Manju Kumar** aged about 25 years, son of Mahendra Singh, **02. Arun Yadav @ Arun Kumar** aged about 19 years Son of Dharmendra Singh **03. Bhim Kumar @ Om Prakash Singh** aged about 25 years Son of Kameshwar Singh in connection with Sikarhatta P.S. Case no. 18 of 2026 related with the case u/s- 30(a) Bihar Prohibition & Excise (Amendment) Act 2018.

2. Brief facts of the case is that the petitioners/accused is booked for the offence as u/s 30(a) Bihar Prohibition & Excise (Amendment) Act 2018 for recovery of total 15 liters country made liquor from the spot.

3. The learned advocate for the petitioners has submitted that the petitioners have falsely been implicated and denied the allegation as alleged in the case and nothing has been recovered from the possession of the petitioners. They have also submitted that earlier neither anticipatory bail nor regular bail has ever been filed on behalf of the petitioners prior to this petition either in this Ld. Court or Hon'ble High Court, hence he may be allowed anticipatory bail.

4. The learned Spl.P.P. has vehemently opposed the anticipatory bail application and has submitted that petitioners have committed the offence and u/s 30(a) Bihar Prohibition & Excise (Amendment) Act 2018 for recovery of total 15 liters country made liquor from the spot. He has also submitted that as per the provision of Section 76 of Bihar Prohibition and Excise Act, 2018, the present anticipatory bail application is not maintainable and is liable to be dismissed.

5. Having heard both the parties and perused the record. From perusal of case record, it transpires that a secret information was received that some persons were buying and selling liquor near Govardhan Pahad in Bharosi Tola of Village Sikarhatta. When police team reached there petitioners fled away left their plastic sack and during searching total 15 liters country made liquor recovered from the spot. Local Chaukidar has disclosed the petitioners' name. Petitioners are named in the F.I.R. Investigation is going on against the petitioners.

6. Considering the above facts and circumstances and submissions made by the Ld. Spl. P.P. as well as gravity of offence, I am not inclined to grant anticipatory bail to the petitioners, hence the present anticipatory bail petition is hereby **rejected**.

Dictated and Corrected  
Sd/-

Exclusive Special Excise Court-2  
Bhojpur, Ara

