

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21687 of 2018

Arising Out of PS.Case No. -154 Year- 2018 Thana -BODHGAYA District- GAYA

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1. Kritan Manjhi @ Kirtan Manjhi S/o Kail Manjhi, R/o Village- Mahudar,
P.S.- Bodh- Gaya, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Smt. Sharda Kumari

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

02 27-04-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 30 (d) of the Bihar Prohibition
and Excise Act, 2016.

2150 kgs. of Mahua flower is said to have been
recovered from the pickup van and the petitioner and other
accused persons are said to have been unloading the said article
from the van. Petitioner was apprehended while others managed to
escape.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. The driver and



owner of the vehicle managed to escape seeing the police party. He has no concern either with the seized article or with the vehicle in question. He happens to be simple labourer. He has no criminal antecedent and has been languishing in custody since 08.03.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise, Gaya in connection with Bodh Gaya P.S. Case No. 154 of 2018.

(Prakash Chandra Jaiswal, J)

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