

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19672 of 2019

Arising Out of PS. Case No.-50 Year-2018 Thana- BUNIYAD GANJ District- Gaya

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RAM BABU MANJHI Son of Late Karu Manjhi, Resident of Village - Surya
Pokhar Manpur Bhuintoli, P.S.- Buniyadganj, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar, Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vinod Kumar

For the Opposite Party/s : Mr.Syed Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 01-04-2019 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State.

Petitioner is in custody in connection with

Buniyadganj P.S. Case No. 50 of 2018 for the offence under

section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner would submit that

in the instant case total 25 kg. of Mahua flowers and 10 liters of

Mahua liquor was seized.

Learned counsel submits that nothing was recovered

from the conscious possession of the petitioner rather recovery

was made from the joint house of the petitioner.

The petitioner is in custody since 31.01.2019.

Considering the fact that Mahua flowers and liquor

was seized from the joint possession and not from the exclusive



possession, the Court is inclined to grant bail to the petitioner, let the petitioner, named above, 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 learned Special Excise Judge, Gaya, in connection with Buniyadganj P.S. Case No. 50 of 2018. However, while releasing the petitioner, the court below is directed to see that both the bailors should be elected representative of the local body as the petitioner was made accused in similar such cases in the past also.

(Anil Kumar Upadhyay, J)

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