

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22443 of 2019

Arising Out of PS. Case No.-50 Year-2019 Thana- BHELDI District- Saran

BANSHI MANJHI, aged about 32 years (Male) S/o- Badari Manjhi R/o
village- Bheldi, P.S.- Bheldi, Distt.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Advocate

For the Opposite Party/s : Mr.Parmanand Prasad, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 12-04-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner seeks bail in connection with Bheldi
P.S.Case No.50 of 2019 for the offence alleged under Sections
272 and 273 of the Indian Penal Code and Sections 30 and 30(a)
of the Bihar Excise Amendment Act,2016.

The prosecution case as lodged by the police
personnel is that on information the maize field near the house
of the petitioner was raided, petitioner tried to flee away but was
apprehended. On search from the maize field 144 liters of
Indian Foreign Liquor was recovered. Accordingly, a seizure list
was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal antecedent, the



illicit liquor was not recovered from the possession nor the house of the petitioner but from a open maize field and that the petitioner is languishing in judicial custody since 01.03.2019.

However, learned APP for the State opposes the prayer for bail.

Considering the nature of allegations and that the petitioner does not bear any criminal antecedent as stated in para-3 of the present application, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Bheldi P.S.Case No.50 of 2019 to the satisfaction of learned Additional District Judge-IX, Saran at Chapra, subject to the conditions that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

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