

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77832 of 2018

Arising Out of PS. Case No.-290 Year-2018 Thana- SAHPUR District- Patna

Binod Manjhi son of Raj Kumar Manjhi, resident of village- Nargada Khagri,
Police station- Shahpur, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No-2, Advocate
For the Opposite Party/s : Mr.Sri Ramesh Chandra (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 03-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Special Case No. 9334 of 2018 arising out of
Shahpur P.S. Case No. 290 of 2018 registered for the offences
punishable under Sections 30(a) and 37(b) of the Bihar
Prohibition and Excise Act, 2016.

Allegation is recovery of 40 liters of country made
liquor from the possession of petitioner.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. Nothing has been recovered from
possession of the petitioner. Petitioner has no criminal
antecedent and is in custody since 05.10.2018.



Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Patna, in connection with Special Case No. 9334 of 2018 arising out of Shahpup P.S. Case No. 290 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bonds.

(S. Kumar, J)

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