

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.5173 of 2020**

Arising Out of PS. Case No.-362 Year-2019 Thana- AMNAUR District- Saran

RAMBRIJ MANJHI Son of Lt. Sugriv Manjhi Resident of Village-Rasulpur  
(Mura), P.S-Amnour, District-Saran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Surendra Kishore Thakur  
For the Opposite Party/s : Mr.Bhanu Pratap Singh

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR  
SRIVASTAVA**

ORAL ORDER

2      03-03-2020                      Heard learned counsel for the petitioner as well as  
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with  
Amnour P.S. Case No. 362 of 2019 registered for the offences  
punishable under Sections 30(a) of the Bihar Prohibition and  
Excise Act, Saran.

According to the prosecution case itself, it is alleged  
that recovery was made from a bush and the aforesaid bush was  
in front of new house of the petitioner. Admittedly, nothing has  
been recovered from the house of the petitioner. Therefore, in  
the aforesaid circumstance, in my view, no prima facie case  
appears to be made out against the petitioner for the offences of  
Bihar Prohibition and Excise Act 2018.



Considering the aforesaid facts and circumstances as well as submissions of the parties, let above named, petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Session Judge-II cum special Judge, Excise Act Saran in Amnour P.S. Case No.362 of 2019 subject to condition as laid down under Section 438(2) of the Cr.P.C.

N.K/-

**(Hemant Kumar Srivastava, J)**

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