

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11787 of 2020**

Arising Out of PS. Case No.-835 Year-2019 Thana- SARAIYA District- Muzaffarpur

Kavindra Manjhi @ Kavindra Majhi Son of Late Jaldhari Manjhi Resident of
Village-Bangra Rabbi, Police Station-Saraiya, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiv Ranjan, Advocate

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

3 01-07-2020 Heard learned counsel for the petitioner and learned
counsel for the State through video conferencing.

The petitioner has filed the instant application for grant of anticipatory bail apprehending his arrest in connection with Saraiya (Jaitpur O.P) P.S. Case no. 835 of 2019 registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the FIR, on information being received, a raid was conducted and it is stated that 15 litres of country liquor was recovered from the bathan of the petitioner.

It is submitted by learned counsel for the petitioner that no recovery as alleged has taken place. He was not arrested at the spot. The alleged place of recovery is an open place which cannot be stated to be under the exclusive control of the



petitioner. The petitioner has no criminal antecedent

The application for bail has been opposed by learned APP
for the State.

Having heard learned counsel for the parties and in the facts and circumstances of the case as also in view of the fact that the petitioner has no criminal antecedent, the Court is inclined to enlarge the petitioner on anticipatory bail. The petitioner is directed to surrender in the Court below within a period of eight weeks from today and in the event of his arrest or surrender in connection with Saraiya (Jaitpur O.P) P.S. Case no. 835 of 2019 he will 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 Judge (Excise), Muzaffarpur subject to the condition as laid down under section 438(2) of the Cr.P.C.

(Partha Sarthy, J)

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