

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12258 of 2020

Arising Out of PS. Case No.-346 Year-2019 Thana- GOPALPUR District- Patna

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BISHAMBHAR PRASAD @ BISHAMBHAR MANJHI S/o Late Siya Sharan Manjhi @ Late Siya Ram Manjhi, Resident of Village- Manoharpur Kachhuara, P.S.- Gopalpur, Distt- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sudhanshu Shekhar

For the Opposite Party/s : Mr.Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 12-06-2020 Heard learned counsel for the petitioner and learned counsel for the State through the virtual court proceeding.

In this case, the petitioner is seeking anticipatory bail in connection with Gopalpur P.S. Case No.346 of 2019 registered for offence punishable under sections 30(a), 30(d), 34, 36, 44 (1) of the Bihar Prohibition Excise Act, 2016.

The police on secret information raided the house of different persons in village and altogether 35 litres of liquor has been recovered from the house of about 23 persons. Accordingly, 23 persons have been implicated in the present case.

Looking to the quantity of liquor recovered from different persons and the petitioner has got no criminal history,



the prayer for bail of the petitioner is allowed and he, in the event of arrest or surrender before the court below within six weeks from today, is directed to be enlarged on anticipatory bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Patna in connection with Gopalpur P.S. Case No.346 of 2019, subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court. If the petitioner is found involved in similar type of allegation in future, the prosecution will have liberty to file an application for cancellation of his bail bond.

(Shivaji Pandey, J)

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