

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17894 of 2020

Arising Out of PS. Case No.-97 Year-2019 Thana- KINJAR District- Jehanabad

VISHWAKARMA MANJHI Son of Chanarik Manjhi Resident of Village-
Kinjar Mushahari, P.S.- Kinjar, District- Arwal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh

For the Opposite Party/s : Mr. Binod Kumar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

2 14-05-2020

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence punishable under Section 30(a) of the Bihar Excise Prohibition Amendment Act, 2018.

Allegation is recovery of 45 litres country-made liquor from plastic bags which was kept on motorcycle by two persons, however, one person managed to flee away and other was apprehended on the spot.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case. It has further been submitted that neither petitioner was arrested on the spot nor anything was recovered from the



possession of the petitioner. It has further been submitted that co-accused, Manjha @ Krishna Kumar, who was apprehended on the spot, has already been granted bail by the court below itself. Petitioner is in custody since 22.12.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Kinjar P.S. Case No.97 of 2019, with following 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 properly 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 bond.

(S. Kumar, J)

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