

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25715 of 2020

Arising Out of PS. Case No.-68 Year-2020 Thana- PARAIYA District- Gaya

Sunil Manjhi Son of Mahadev Manjhi Resident of Village - Dhansira, P.S. -
Paraiya, Dist. - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh, Adv.

For the Opposite Party/s : A.G.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 28-09-2020 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

A number of defects have been pointed out by the
stamp reporter. Learned counsel for the petitioner is directed to
remove the same within four weeks of normal functioning of the
Court being restored.

The instant application for regular bail has been filed
by the petitioner in connection with Paraiya P.S. Case no. 68 of
2020 registered under section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

As per allegation in the FIR, on a raid being
conducted the petitioner was arrested and 8 litres of Mahua
liquor was recovered from the *Bathan*.

It is submitted by learned counsel for the petitioner



that the allegation as levelled in the F.I.R. are false and concocted. No recovery of any incriminating article has taken place. Even accepting the allegation made in the F.I.R., it is submitted that the *Bathan* is an open place accessible to all. The petitioner has no criminal antecedent and is in custody since 23.4.2020.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the quantity of recovery, the petitioner being in custody since 23.4.2020 and having no criminal antecedent, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Paraiya P.S. Case no. 68 of 2020 on furnishing bail bond of Rs.10,000/ with two sureties of the like amount each to the satisfaction of the learned Special Judge (Excise Act), Gaya.

(Partha Sarthy, J)

Bibhash/-

U		T	
---	--	---	--

