

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85765 of 2019

Arising Out of PS. Case No.-347 Year-2019 Thana- MANJHI District- Saran

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VIJAY KUMAR, aged about 28 years (Male), Son of Raghunath Manjhi,
Resident of Village- Gharv Tola Purvi Ramja, P.S.- Chapra Town, District-
Saran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Nalin Kumar, Advocate

For the Opposite Party/s : Mrs. Rita Verma, APP

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 17-02-2020 Heard learned counsel for the petitioner and

learned counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Manjhi P.S. Case No. 347 of 2019,
registered for the offence under Sections 30/30(a)/38 (i) (ii) of
the Bihar Prohibition and Excise Act, 2016.

The Police has intercepted the petitioner and from
the motorcycle of the petitioner about 14.320 liters of foreign
liquor has been recovered but, the petitioner managed to flee
away from there.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent.

Looking to the quantum of liquor recovered from



the motorcycle of the petitioner as well as the fact that the petitioner has no criminal antecedent, let the petitioner, above named, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the 2nd Additional Sessions Judge-cum- Special Judge, Excise, Saran, in connection with Manjhi P.S. Case No. 347 of 2019, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

However, at the time of accepting bail bonds, the court below would verify and assure itself regarding the criminal antecedent of the petitioner. If he is having clean antecedent, then his bail bond would be accepted. If he is found to be involved in any other case before filing of this application i.e. 21.12.2019 then his bail bond would not be accepted.

(Shivaji Pandey, J)

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