

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18643 of 2021

Arising Out of PS. Case No.-65 Year-2020 Thana- PIPRA District- Patna

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Mantu Manjhi, S/o Late Rajendra Manjhi, R/o village- Kurkuri, P.S.-
Phulwari Sharif, Distt.- Patna. A/P Lodipur Basiyawa, P.S.- Pipra, Distt.-
Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kr Singh No.1, Advocate

For the Opposite Party/s : Mr. Anil Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 29-10-2021 Today being Friday, matters are being taken up
through virtual mode as per current procedure for hearing.

Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Special
Case No.5569 of 2020 arising out of Pipra P.S. Case No.65 of
2020 registered for the offence punishable under Section
30(a)/37(b) of the Bihar Prohibition and Excise Act, 2018.

There is an alleged recovery of 80 litres country
made liquor from the vehicle in which it is alleged that the
petitioner was sitting. Driver is stated to be co-accused Ajit
Kumar Yadav.

Counsel for the petitioner submits that the petitioner



is in custody since 23.09.2020, having no criminal antecedents. He had taken a ride on the vehicle in question. He is a labourer and he has become a victim of circumstances.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Let the petitioner, above named, be released 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, Patna, in connection with Special Case No.5569 of 2020 arising out of Pipra P.S. Case No.65 of 2020, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.



(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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