

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36665 of 2020

Arising Out of PS. Case No.-299 Year-2020 Thana- SIRDALA District- Nawada

1. KUNDAN MANJHI S/O LAKHAN MANJHI Resident of Village- Dakhiyagawan, P.S.- Wazirganj, District- Gaya.
2. Ramawtar Manjhi S/O Late Ram Sharan ManJhi Resident of Village- Bhitiya P.S.- Sirdala District- Nawada.
3. Akhilesh Manjhi S/O Jagdish Manjhi Resident of Village- Bhitiya P.S.- Sirdala District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Deo Raj, Advocate
For the Opposite Party/s : Mr.Uday Pratap Singh, APP.

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 03-02-2021 Heard learned counsel for the petitioners and learned APP for the State. Learned counsel for the petitioners has filed an undertaking to remove all the defects pointed out by the Stamp Reporter as and when required. It is accordingly directed that all defects pointed out by the Stamp Reporter be removed within one month hereof.

2. The petitioners are in custody since 10.08.2020 in connection with Sirdala P.S. Case No. 299 of 2020 for the alleged offences under Sections 30(a) and 30(d) of the Bihar Prohibition and Excise, 2016.

3. It is submitted that the petitioners have been falsely implicated in connection with recovery of 50 litres of country-made *Mahua* liquor and about 4000 litres of fermented *Mahua* and jaggery. The petitioners deny recovery of the offending goods from their conscious possession. In any event,



the petitioners have already suffered custody for more than five months, and claim clean antecedents.

4. Learned APP appears and has been heard.

5. Be that as it may and having regard to the period of custody already suffered since 10.08.2020, let the petitioners above named be released on bail upon their completing nine months in custody on furnishing bail bonds of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District Judge-II-cum-Special Judge Excise, Nawada, in connection with Sirdala P.S. Case No. 299 of 2020, if they are not not otherwise required in any other case.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioners within the stipulated time provided in para 1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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