

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.40911 of 2020**

Arising Out of PS. Case No.-602 Year-2020 Thana- SARAIYA District- Muzaffarpur

MANISH KUMAR Son of Indra Mohan Ram @ Inardev Ram Resident of  
Village - Ratan Pura, P.S.- Saraiya (Jaitpur O.P), Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Md. Aslam Ansari, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

4      26-03-2021                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner has filed the instant application for grant of regular bail in connection with Saraiya P.S. Case no. 602 of 2020 registered under sections 272, 273 and 34 of the Indian Penal Code and section 30(a) and 36 of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the first information report, 116 litres of beer was recovered from a vehicle wherein the petitioner was also travelling.

It is submitted by learned counsel for the petitioner that neither the vehicle belongs to the petitioner nor any incriminating article has been recovered from the person or possession. The petitioner has no criminal antecedent and is in custody since 8.9.2020.



The application for bail is opposed by learned  
Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and  
taking into consideration that the petitioner has no criminal  
antecedent together with the period in custody, the Court is  
inclined to enlarge the petitioner on bail. The petitioner is  
directed to be enlarged on bail in connection with Saraiya P.S.  
Case no. 602 of 2020 on furnishing bail bond of Rs. 10,000/-  
(Rupees Ten Thousand) with two sureties of the like amount  
each to the satisfaction of the learned Special Judge, Excise Act,  
Muzaffarpur.

**(Partha Sarthy, J)**

Spd/-

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