

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6566 of 2022

Arising Out of PS. Case No.-65 Year-2021 Thana- BARAULI District- Gopalganj

MUNNA MANJHI Son of Baban Manjhi Resident of Village- Bakhraur
Pachpatiya, P.O. - Kahla, P.S. - Barauli, District - Gopalganj, PIN CODE -
841406 (Bihar).

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shri Prakash Srivastava

For the Opposite Party/s : Mr.Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 08-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

Let the defect(s), if any, as pointed out by the office
be removed within four weeks from the date of resumption of
physical filing and physical removal of defect.

In the present case, the petitioner seeks bail in
connection with Barauli P.S. Case No. 65 of 2021 registered
for the alleged offences under Section 30 (a) of the Bihar
Prohibition and Excise Act, 2018.

Allegedly from the *Courtyard* of this petitioner 5
liters of illicit *mahua liquor* and 25 litres of Molasses were
recovered along with some utensils for manufacturing of the
same.



Learned counsel for the petitioner submits that nothing has been recovered from the conscious possession of the petitioner. Recovery has not been made even from the house of the petitioner though it is joint house. Recovery has been shown to be made outside of the house. Further, charge sheet has been submitted in this case and the petitioner is in custody since 28.11.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Having regard to the submissions made hereinabove and considering the fact that recovery of 5 litres of illicit *mahua* liquor and 25 liters of *mahua mixture* and the period of custody of the petitioner, the petitioner above named is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District Judge, IInd, Gopalganj in connection with Barauli P.S. Case No. 65 of 2021, subject to the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.



(iii) In case of absence for three consecutive dates
or in violation of the terms of the bail, the bail
bond of the petitioner will be liable to be
cancelled by the court concerned.

(Arun Kumar Jha, J)

Gautam/-

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

