

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.6174 of 2023**

Arising Out of PS. Case No.-394 Year-2022 Thana- SIWAN MUFFASIL District- Siwan

Mukesh Manjhi Son Of Ramratan Manjhi R/V- Mahadeva Ward No. 16, P.S-  
Mahadeva O.P. Dist- Siwan

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ayush Kumar

For the Opposite Party/s : Mr.Sucheta Yadav

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      10-04-2023                      Heard learned counsel for the petitioner and  
  
learned APP for the State.

The petitioner has prayed for bail in a case  
registered for the offence punishable under sections  
30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 375.750  
litres of I.M.F.L. from a car bearing registration number  
BR-03AK-0360. Driver of the vehicle was apprehended  
on spot.

Learned counsel appearing on behalf of the  
petitioner has submitted that petitioner is innocent and



has committed no offence. He has no concern with the alleged recovery or with the vehicle in question. The name of the petitioner has been disclosed in this case by the apprehended co-accused person, namely, Kuldeep Sharma, before the police, which has got no evidentiary value in the eye of law. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 20.10.2022.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise, Court No. II, Siwan in connection with Siwan



Muffasil P.S. Case No. 394 of 2022.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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