

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21446 of 2023

Arising Out of PS. Case No.-309 Year-2022 Thana- GOPALPUR District- Patna

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1. Kunal Manjhi Son Of Late Hira Manjhi Resident Of Village- Manoharpur Kachhuara, Ps- Gopalpur, Distt- Patna
 2. Mahendra Manjhi @ Manish Manjhi Son Of Late Rajendra Manjhi Resident Of Village- Manoharpur Kachhuara, Ps- Gopalpur, Distt- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 15-05-2023 Heard learned counsel for the petitioners and learned
A.P.P. for the State through virtual Court proceedings.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 325, 332, 307, 353 and 427 of the Indian Penal Code read with Sections 30(a)(c) and 45 of the Bihar Excise Act.

Learned counsel for the petitioners submits that the petitioner no.1 has antecedent of two cases whereas petitioner no.2 is a person with clean antecedent and allegation is of recovery of 1000 litres of mahua jawa, 7 litres of liquor from the house of Ramesh Manjhi and 6 litres liquor from the house of Purvaj Manjhi.



Learned counsel for the petitioners submits that the petitioners were not apprehended from the spot as such nothing was recovered from their conscious possession, it is next submitted that petitioners have no concern with Purvaj Manjhi or Ramesh Manjhi and they came to be implicated at the instance of local *Chowkidar* and spy with whom they are on an inimical terms.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Gopalpur P.S. Case No. 309 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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