

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31305 of 2023

Arising Out of PS. Case No.-431 Year-2021 Thana- GARDANIBAG District- Patna

Manoj Kumar @ Manoj Son Of Late Satyanarayan @ Harpal Resident Of
Gali No.10 Nfl, Vikash Nagar,P.S.- Panipat, District-Panipat (Haryana)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Abhay Kumar Roy, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 22-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Special Case No. 7058 of
2021, arising out of Gardanibagh P.S. Case No. 431 of 2021
dated 01.11.2021 registered for the offences punishable under
Sections 30(a), 32, (2) (3), 36 and 41 (i)(ii) of the Bihar
Prohibition and Excise Act.

As per the prosecution case, 8809.86 litres of illicit
liquor was recovered from the truck kept behind the rice sack



inside the container truck.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The name of the petitioner transpires in this case merely on the basis of confessional statement of Sandeep (driver of the truck). The petitioner is accused in two other criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 20.02.2023.

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

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna in connection with Special Case No. 7058 of 2021, arising out of Gardanibagh P.S. Case No. 431 of 2021.

The application stands allowed.

(Chandra Prakash Singh, J)

atul/-

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

