

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71664 of 2023

Arising Out of PS. Case No.-318 Year-2022 Thana- ATRI District- Gaya

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Rahul Manjhi, Son of Jagan Manjhi, Resident of Village- Pesh, Ps- Nardiganj,
Distt- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Chetanand Paswan, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 03-11-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for regular bail arises out of Atri P.S.
Case No. 318 of 2022 disclosing commission of the offences
punishable under Sections 272, 273 of the Indian Penal Code
and Section 30(a)(d) of the Bihar Prohibition and Excise
(Amendment) Act, 2018.

The petitioner had earlier approached this Court for
grant of regular bail by filing Cr. Misc. No. 67885 of 2022
which was rejected by an order dated 04.03.2023 with an
observation that the petitioner shall be at liberty to renew his
prayer for bail after six months, if, in the meanwhile, there was
no substantial progress at the trial.



It is the prosecution's case that from the house of one Santosh Choudhary 50 litres of *mahua* liquor along with articles capable of being used for manufacturing *mahua* liquor was recovered. The petitioner was present at the place from where the recovery was made.

Learned counsel for the petitioner has submitted that the petitioner has remained in custody for more than one year and no prosecution witness has been examined so far.

Considering the aforesaid submission, this application is allowed. Let the petitioner, above-named, be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand), with two sureties of the like amount, each to the satisfaction of learned Additional Sessions Judge-cum-Exclusive Special Excise Court No.1, Gaya, in Atri P.S. Case No. 318 of 2022.

(Chakradhari Sharan Singh, J)

Rajesh/-

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