

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73780 of 2022

Arising Out of PS. Case No.-376 Year-2022 Thana- MANJHI District- Saran

MONU KUMAR SINGH Son of Sanjeet Singh Resident of village -
Kalaunjar, P.S.- Chakmisi, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms.Asha Devi, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 10-02-2023 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Manjhi P.S. Case No.376 of 2022, registered for the offence
punishable under Sections 30/ 30(a)/ 32/ 36 and 41(i) of the
Bihar Prohibition and Excise Act.

The allegation is regarding recovery of 1193.400
litres of illicit liquor from a truck and the petitioner is stated to
be the driver of the said truck.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, has been falsely
implicated in the present case, he is having a clean antecedent
and is languishing in custody since 20.10.2022. The learned
counsel for the petitioner has further submitted that the



petitioner is merely the driver of the truck in question, hence, he was not knowing about the consignment loaded in the truck, thus he is not having any complicity in the matter.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the period of incarceration of the petitioner herein, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned IInd Exclusive Special Excise Court, Saran at Chapra in connection with Manjhi P.S. Case No.376 of 2022.

(Mohit Kumar Shah, J)

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