

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81094 of 2023

Arising Out of PS. Case No.-643 Year-2023 Thana- DARIYAPUR District- Saran

PRABHU MANJHI S/O LATE DEVI MANJHI R/O VILLAGE-
YADAVPUR, P.S- DARIYAPUR, DISTT.- SARAN AT CHAPRA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
54 liters of illegal foreign liquor from a Pick-up Van and other
vehicles also.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot.
He submitted that the petitioner has no concern with the seized
wine in question. He further submitted that one pick-up van
seized by the police and son of the petitioner is the owner of the



said vehicle and he is not aware about the incident. No incriminating article has been recovered from the conscious possession of the petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 29.09.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 Additional Sessions Judge 2nd-cum-Special Judge, Exclusive Excise Act, Saran at Chapra in connection with Dariyapur P.S. Case No. 643 of 2023.

(Sunil Kumar Panwar, J)

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