

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26193 of 2024

Arising Out of PS. Case No.-274 Year-2023 Thana- AMNAUR District- Saran

Kallu Manjhi son of Indradev Manjhi Resident of Village-Shekhpara Bhathi,
Ps- Amnaur Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramkishor Singh

For the Opposite Party/s : Mr. Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 08-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Amnaur P.S. Case No. 274 of 2023 registered for the offence
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. It is a case of recovery of total 108 liters of country
made wine.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Nothing has been recovered from the possession of
the petitioner. He further submits that there is no independent
witness of the seizure list and the petitioner was not arrested on
spot his name was surfaced on the statement of local Choukidar.
Petitioner is in custody since 09.02.2024.

5. However, learned APP for the State vehemently



opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-cum-01st Exclusive Special Judge, Excise court, Saran in connection with Amnaur P.S. Case No. 274 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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