

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55809 of 2024

Arising Out of PS. Case No.-104 Year-2024 Thana- KHANPURA District- Samastipur

Manganu Ray @ Mugnu Ray, son of Asharfi Ray R/V- Gudarghat Siripur
Gahar, PS- Khanpur, Dist- Samstipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 31-08-2024 Heard Mr. Ajay Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Nand Kumar, learned APP
for the State.

2. The petitioner seeks pre-arrest bail in connection
with Khanpur P.S. Case No. 104 of 2024 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act.

3. The allegation is of recovery of 29.685 liters of
foreign liquor from bush.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and he has
falsely been implicated in the present case. He has no concern
either with the seized liquor or trade of liquor in any manner.
The place of recovery is an open place, which is accessible to



anyone. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made against the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise Court-1, Samastipur in connection with Khanpur P.S. Case No. 104 of 2024, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

Ashishsingh/-

(Purnendu Singh, J.)

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