

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84494 of 2024

Arising Out of PS. Case No.-339 Year-2024 Thana- TARAIIYA District- Saran

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1. Mundrika Manjhi Son of Late Sahdeo Manjhi R/O Vill.- Pokhrera, P.S.- Taraiya, Dist.- Saran at Chapra.
 2. Mithu Sah Son of Buchi Sah R/O Vill.- Bakwan, P.S.- Panapur, Dist.- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Advocate
For the Opposite Party/s : Mr. Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Taraiya PS Case No. 339 of 2024 instituted for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 10 litres of country made liquor was recovered from courtyard.

4. Learned counsel for the petitionerf submit that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material have been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is submitted that recovery is made from the *baramdah* of the co-



accused Kishore Manjhi. It is submitted that recovery is not from the premises of the petitioners. The petitioners are in custody since 14.08.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioners and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Taraiya PS Case No. 339 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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