

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.85872 of 2023**

Arising Out of PS. Case No.-783 Year-2022 Thana- FATUA District- Patna

Manoj Kumar Son Of Late Poshan Rai R/O Village- Raghunathpur Ward  
No.14, P.S.- Bhargama, District- Araria Mallickpur, P.S.- Fatehpur, District-  
Vaishali

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Raj Krishna Jha

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

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      11-01-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

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

3. Allegation against the petitioner is of recovery of  
50 liters of illicit Mahua liquor.

4. Learned counsel appearing on behalf of the  
petitioner has submitted that petitioner is innocent and has  
committed no offence. He has falsely been implicated in this  
present case. He has got no criminal antecedent. Petitioner has  
no concern with the alleged recovery of illicit liquor or with the  
place of occurrence. No any incriminating article has been



recovered from conscious possession of the petitioner. The petitioner is languishing in judicial custody since 16.10.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Fatuha P.S. Case No. 783 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise at Patna City.

**(Sunil Kumar Panwar, J)**

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