

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83358 of 2024

Arising Out of PS. Case No.-769 Year-2024 Thana- AGAMKUAN District- Patna

Diwali Manjhi @ Divali Manjhi S/O Sita Manjhi Resident of Jiyaulhaque
Mushari Kumhrar, P.S.- Agamkuan, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Advocate

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Agamkuan P.S. Case No.769 of 2024 instituted under Section
30(a) of the Bihar Prohibition and Excise Act.

3. 25 litres of country made liquor has been recovered
from the place situated near *musahari* drain. It is alleged that on
seeing the police, the petitioner fled away.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to personal grudge. Nothing has been recovered from
conscious possession of the petitioner. The alleged recovery was
made from open place which does not belong to the petitioner.
The petitioner has no concern with the seized liquor. The



petitioner has one criminal antecedent in which he is on bail.
The petitioner undertakes to cooperate in the investigation and the trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail 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, Patna City in connection with Agamkuan P.S. Case No.769 of 2024 subject to the conditions as laid down under Section 482 (2) of the Bhartiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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