

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68084 of 2025

Arising Out of PS. Case No.-1140 Year-2021 Thana- PHULWARISHARIF District- Patna

Siyaram Manjhi @ Siya Ram Manjhi S/o- Late Basudeo Manjhi R/v-
Govindpur Lakshman Tola, Ps- Phulwarisharif Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhimanyu Deo, Advocate

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, A.P.P

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

4 20-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Phulwarisharif P.S. Case No. 1140 of 2021, instituted for the offences punishable under Sections 30(a), 30(c), 32(iii) & 36 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 180 liters of country made liquor was recovered, out of which 50 litres of country made liquor was recovered from the hut of the petitioner, whereas 2000 litres of Jawa Mahua has been destroyed.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No



incriminating material has been recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. Learned counsel for the petitioner further submitted that the recovery has been made from joint house of the petitioner, where other family members also reside. The local people disclosed the name of petitioner. The petitioner is in custody since 02.09.2025 and has got no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

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

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

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Phulwarisharif P.S. Case No. 1140 of 2021, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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