

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87553 of 2024

Arising Out of PS. Case No.-252 Year-2024 Thana- BUNIYAD GANJ District- Gaya

Pappu Manjhi S/O Krishna Manjhi R/O Vil.- Indira Nagar,Khedarpura, P.S.
Buniyadganj, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Rabia Gulnaz, Adv.

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

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 07-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Buniyadganj P.S. Case No. 252 of 2024 instituted for the
offences under Section 30(a), 41 of the Bihar Prohibition and
Excise (Amendment) Act, 2018.

3. As per prosecution case, the police has recovered
total 50 liters of illicit country made *Mahua* liquor from the
motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case
merely on the basis of suspicion. He further submits that
nothing incriminating has been recovered from the conscious
possession of the petitioner. The petitioner is not the owner of



the alleged motorcycle. The petitioner has never indulged in trading, dealing, consuming or even manufacturing of the illicit liquor. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has one criminal antecedent and is languishing in judicial custody since 16.10.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Buniyadganj P.S. Case No. 252 of 2024.

(Rudra Prakash Mishra, J)

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