

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5798 of 2017

Arising Out of PS.Case No. -34 Year- 2016 Thana -KANGALI District-
WESTCHAMPARAN(BETTIAH)

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Mahendra Jee @ Mahendra Sah, son of Late Jirjodhan Sah, resident of
village & P.S. Kangli, District West Champaran

.... Petitioner

Versus

1. The State of Bihar
2. Union of India through SSB, 13 Battalion, BOP Sonwings, West
Champaran

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar, Advocate

For the Opposite Party/s : Smt. Veena Rani Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 16-02-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Kangli P.S.Case No. 34 of 2016 registered for the offences under
Sections 272, 273 of the Indian Penal Code and Section 30 of
Bihar Excise Amendment Act, 2016.

It has been submitted on behalf of the petitioner that
there is alleged recovery of 105 litres of Nepali wine but the whole
story is unbelievable as it is alleged that recovery has been made
from a bicycle and petitioner has remained in custody for three
months.

Heard learned APP also.

Having heard both sides and considering the fact that
huge quantity of wine has been recovered from the petitioner, I am



not inclined to grant bail to the petitioner. He may renew his prayer for bail after completion of custody for six months and learned court below will consider the prayer for bail keeping in view the period of custody as well as other materials available on record and dispose it of without being prejudiced by this order.

With the above observations, this application is disposed of.

(Vinod Kumar Sinha, J)

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