

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23866 of 2017

Arising Out of PS. Case No.-57 Year-2017 Thana- BEGUSARAI TOWN District- Begusarai

Santosh Mandal @ Santosh Kr Mandal , son of Dhanraj Mandal, Resident of
Village- Purandhaha, P.S.-Purandhaha, District- Deoghar, Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Smt. Shama sinha

For the Opposite Party/s : Mr. Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 09-11-2017 Heard Smt. Shama Sinha, learned counsel for the

petitioner and Sri Md. Fahimuddin, learned Additional Public

Prosecutor.

The sole petitioner , apprehending his arrest in Begusarai
Town P.S. Case No. 57 of 2017, registered for the offence
under Section 30(a) of the Bihar Prohibition and Excise Act,
2016, has prayed for grant of bail in the event of his arrest or
surrender.

It was submitted by learned counsel for the petitioner that
there is no cogent material to implicate the petitioner in the
present case and petitioner, on only secret information, has
been made accused. She further submits that earlier in this
case , case diary was called for, which has been received and in
case diary also there is no other material to connect the



petitioner with the present case.

Sri Md. Fahimuddin , learned Additional Public Prosecutor after examining the case diary submits that some Police officials have stated that petitioner was involved in the occurrence, however , fact remains that nothing was recovered either from conscious possession of the petitioner or from the house or land of the petitioner and petitioner has been made accused only on suspicion.

Considering the facts and circumstances , in the event of his arrest or surrender within a period of six weeks from today, let the petitioner Santosh Mandal @ Santosh Kr Mandal be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai/ concerned court in connection with Begusarai P.S. Case No. 57 of 2017 subject to the conditions as contemplated under section 438 (2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J)

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