

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.35557 of 2017**

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1. Vidhayak Bind Son of Dukhan Bind, R/o Village- Kachhiyawan, P.S.-  
Nagarnausa, District- Nalanda.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sunil Prasad

For the Opposite Party/s : Smt. Gulnar Begam

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**CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL**  
**ORAL ORDER**

2      09-08-2017                      Heard learned counsel for the petitioner and learned  
APP for the State.

Petitioner is languishing in custody since 23.05.2017 in  
connection with Nagarnausa P.S. Case No. 46/2017 for offences  
punishable under Sections 30(a), 38/41 of the Bihar Prohibition  
and Excise Act, 2016.

The prosecution case, as lodged by the police personnel,  
is that during course of raid, the petitioner was found to be  
carrying five litres of Mahua wine, was apprehended and,  
accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the  
petitioner that he is innocent, has been falsely implicated in the  
aforesaid case and that he bears no criminal antecedent. He  
submits that considering the small quantity of Mahua wine a



sympathetic consideration be given.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged 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 6<sup>th</sup> Addl. Sessions Judge cum Special Judge, Nalanda at Biharsharif, in connection with Nagarnausa P.S. Case No. 46/17.

**(Nilu Agrawal, J)**

Rajesh/-

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