

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.23728 of 2017**

Arising Out of PS.Case No. -321 Year- 2016 Thana -KADWA District- KATIHAR

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Sanjay Kumar, son of Vinod Prasad Mandal, resident of Mohalla-Tingacchiya, P.S.-Town (Katihar), District-Katihar

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Pawan Kumar Singh, Advocate

For the Opposite Party/s : Mr. Rajendra Singh Shastriji, APP

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2/ 23-05-2017

Heard learned counsel for the petitioner and the learned A.P.P. for the State.

The Petitioner seeks bail in Kadwa P.S. Case No.321 of 2016 instituted for the offence under Section(s) 272, 273 Indian Penal Code and Section 30(a), 37(a) of Bihar Prohibition & Excise Amendment Act, 2016.

As per written report, foreign liquor was recovered from Scorpio Car. Two persons fled away from the vehicle and one person was caught, who disclosed his name as Sanoj. It is alleged that, in the meantime, this petitioner came on motorcycle and he was arrested on suspicion. The police made search of this petitioner and as per seizure list (Annexure-1/A), nothing incriminating was recovered except his mobile phone.

It is submitted that the petitioner is in custody since



28.12.2016 having clean antecedents.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the Petitioner, above named, be released on bail on furnishing bail bond of ₹10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the 2<sup>nd</sup> Additional Sessions Judge-cum-Special Judge, Katihar, in connection with Kadwa P.S. Case No.321 of 2016, subject to the conditions that both the bailors shall be the close relative of the petitioner.

**(Sanjay Priya, J)**

**JA/-**

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