

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26002 of 2017

Arising Out of PS.Case No. -100 Year- 2017 Thana -FORBESGANJ District- ARRARIA

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Manish Kumar Mandal @ Manish Mandal S/o Tarachand Mandal, Village-
Bhagkohalia, Ward no.3, P.S.-Forbesganj, District-Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh, Advocate
For the Opposite Party/s : Mr. Md. Ashlam Ansari, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 05-07-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
17.02.2017 in connection with Forbesganj P.S. Case No. 100 of
2017, G.R. No. 545 of 2017 registered for the offence punishable
under Section 30 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the police
personnel, is that on a secret tip-off that some persons are carrying
illegal Nepali liquor, they went there and saw 14-15 persons
coming from Nepal Border. Amongst them, two persons,
including the petitioner were apprehended and on search 24 litres
of illegal Nepali liquor was recovered from the bag of the
petitioner. The apprehended accused named about 14-15 persons,



who were involved in the carriage of illegal liquor.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and nothing has been recovered from the conscious possession of the petitioner and that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner above named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge, Araria in connection with Forbesganj P.S. Case No. 100 of 2017, G.R. No. 545 of 2017.

(Nilu Agrawal, J.)

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