

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11340 of 2018

Arising Out of PS. Case No.-189 Year-2017 Thana- NAUHATTA District- Saharsa

Suga Mishra @ Mangal Singh S/o Babua Mishra, Resident of Village-
Mohanpur, P.S.-Nauhatta, District-Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pawan Kumar

For the Opposite Party/s : Mr. SHANTANU KUMAR

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 37(b) of the Bihar Prohibition and
Excise Act, 2016.

Prosecution case, in short, is that the accused persons
including the petitioner were causing nuisance in intoxicating
condition at Bhubneshwar chowk.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 09.11.2017. Charge
sheet/prosecution report has been submitted in this case. There
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is alleged to have been apprehended in
a drunken state. There is no recovery of any liquor from the



possession of the petitioner. The petitioner has been made accused due to mistake of fact.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge II-cum-Special Judge, Saharsa in connection with Special (Excise) case No.521 of 2017 arising out of Nauhatta P.S. case No.189 of 2017.

(Sudhir Singh, J)

Narendra/-

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