

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9732 of 2018

Arising Out of PS. Case No.-292 Year-2017 Thana- SURSAND District- Sitamarhi

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1. Bhogendra Mandal @ Yogendra Mandal Son of Late Bhula Mandal R/o Village - Simihaya, P.S. - Sursand, District - Sitamarhi.
 2. Jhagru Mandal son of Bhogendra Mandal @ Yogendra Mandal R/o Village Simihaya, P.S. Sursand, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha
For the Opposite Party/s : Mr. Harendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 19-02-2018 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners seek bail in connection with Sursand P.S.
Case no. 292 of 2017 registered under Sections 30(a), 38, 41 of
the Bihar Excise and Prohibition Act 2016.

From petitioner no. 1 (Bhogendra Mandal) 8.400 lts and
from petitioner no. 2 (Jhagru Mandal) 9 lts. Nepali wine are said
to have been recovered and seized and petitioners were
apprehended.

It is submitted by the learned counsel for the petitioners
that no incriminating article has been recovered from their
conscious physical possession. Petitioners have been falsely



implicated in the case due to dirty village politics by planting the recovery of the aforesaid liquor. They have no concern with the seized liquor. They have no criminal antecedent. They have been languishing in custody since 08.11.2017.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned ADJ-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Sursand P.S. Case no. 292 of 2017.

(Prakash Chandra Jaiswal, J)

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