

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19633 of 2018

Arising Out of PS. Case No.-18 Year-2018 Thana- KURSELA District- Katihar

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1. Chandan Mandal Son of Bateshwar Mandal Resident of Village- Simariya Toli, Tin Tanga.
 2. Rohit Mandal Son of Pulisi Mandal Resident of Village- Tin Tanga Diyara Usrahiya.
- Both resident under P.S. Rangara Chauk, Distt. Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Birendra Kumar
		Mr. Bimal Kumar
		Ms. Maruti Kumari
For the Opposite Party/s :		Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in connection with Kursela P.S. Case no. 18 of 2018 registered under Sections 272, 273 of I.P.C. and Section 30(A) of Bihar Prohibition & Excise Act-2016.

40 lts. of country made liquor is said to have been recovered from a bag kept on the motorcycle and petitioners were apprehended.

It is submitted by learned counsel for the petitioners that no incriminating article has been recovered from conscious



physical possession of the petitioners. They have no concern with the seized liquor. They have been falsely implicated in the case at the instance of their enemies by planting the aforesaid recovery from their possession. Petitioner no. 1 has no criminal antecedent while one more criminal case has been lodged against the petitioner no. 2, but he is on bail in the said case. They have been languishing in custody since 29.01.2018.

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 A.D.J.-II-cum-Special Judge, Excise, Katihar in connection with Kursela P.S. Case no. 18 of 2018.

(Prakash Chandra Jaiswal, J)

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