

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2546 of 2019

Arising Out of PS. Case No.-307 Year-2018 Thana- JOGBANI District- Araria

Lalit Mandal Singheshwar Mandal Vill-Kochgawn, Sonapur, Ward no.10, P.S-
Narpatganj, Dist.-Araria.

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrigendra Kumar
For the Opposite Party/s : Mr.Ashraf Ansari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 21-01-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is in custody in connection with Special
Case No. 1392 of 2018, arising out of Jogbani P.S. Case No. 307
of 2018 registered for the offence punishable under Section 30
(a), 38 (i), 37 (C) of the Bihar Excise and Prohibition Act 2016.

Learned counsel for the petitioner would submit that
petitioner has no criminal antecedent. In the instant case total 81
liters liquor was recovered. He further submits that petitioner
has no concern with the trade of liquor. Nothing was in fact
recovered from the possession of the petitioner. In the instant
case mandatory provisions of 100 of the Cr.P.C. was not
followed in preparation of seizure list.

Considering the fact that petitioner has no criminal



antecedent and he is in custody since 05.11.2018, the Court directs release of the petitioner on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Learned 2nd Additional Sessions Judge-cum- Special Judge Excicse, Araria in connection with Special Case No. 1392 of 2018 arising out of Jogbani P.S. Case No. 307 of 2018.

(Anil Kumar Upadhyay, J)

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