

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23475 of 2019

Arising Out of PS. Case No.-174 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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YUGESHWAR MANDAL Son of Late Nirdhan Mandal Resident of Village-
Tinkonma Rambhadrapur, P.S-Shiwajunagar O.P. District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar, Advocate.

For the Opposite Party/s : Mr. Ahtasham Ali Khan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 11-04-2019 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in **Excise P.S. Case No. 174 of 2018**, instituted for the offence under Section(s) 30(a) and 38(1) of Bihar Excise Amendment Act.

It is alleged in the written report that informant received secret information on 4.6.2018 to this effect that in village Tinkonma, the trade of making and selling illicit country made liquor is going on. The informant along with the police personnel reached the place of occurrence. On seeing the police party, the accused managed to run away. It is further alleged that 22 litres of country made liquor has been recovered from the place of occurrence.



Petitioner is in custody since 28.2.2019.

Considering the aforesaid facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Special Judge, Excise Act cum A.D.J. 3rd, Samastipur**, in connection with **Excise P.S. Case No. 174 of 2018**, subject to the condition that both the bailors will be the close relatives of the petitioner.

It is mentioned in paragraph-3 of the bail petition that one Excise case 4/2005 is pending against the petitioner. **Petitioner will file affidavit at the time of furnishing bail bonds that he will not indulge in such type of activity in future, failing which, the bail bonds of the petitioner in the instant case will liable to be cancelled.**

(Sanjay Priya, J)

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