

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39754 of 2019

Arising Out of PS. Case No.-40 Year-2019 Thana- BALRAMPUR District- Katihar

Mithun @ Mithun Kumar Mandal, Son of Vidyanand Mandal, Resident of
Village - Kumhri, Kunhari, P.S.- Kadwa, Dist.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 28-06-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Balrampur P.S. Case No. 40 of 2019, registered under
Section 30(a) of the Bihar Excise Act, 2016.

The accusation is of recovery of 192 bottles each
containing 750 ml Indian made foreign liquor from the Tata
Safari, which was being driven by Chandra Goshawami, who
was apprehended by the police at the spot. Chandan Goshawami
also disclosed that he is doing the business of illicit liquor with
the petitioner.

Learned counsel for the petitioner submits that
petitioner was not apprehended by the police at the spot rather



his name has surfaced in the confessional statement of co-accused, Chandan Goshawami, who was driving the aforesaid vehicle and petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned A.D.J.-II-cum-Special Judge, Katihar, in connection with Balrampur P.S. Case No. 40 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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