

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70203 of 2019

Arising Out of PS. Case No.-157 Year-2019 Thana- LAUKAHI District- Madhubani

1. Bharat Kumar Mandal, Son of Kusheshwar Mandal, Resident of Village- Bathuaha, P.S.- Pato, District- Saptari (Nepal).
2. Sanjay Kumar Mandal @ Sanjay Mandal, Son of Jageshwar Mandal, Resident of Village- Pato, P.S.- Pato, District- Saptari (Nepal).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nagendra Kumar Singh

For the Opposite Party/s : Mr.Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioners and learned counsel representing the State.

The petitioners in the present case are seeking regular bail in connection with Laukahi P.S. Case No.157 of 2019 registered for the offence punishable under Sections 272 and 273/34 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. Learned counsel submits that no illicit liquor was recovered from the possession of the petitioners.

Learned APP has opposed the prayer for bail.

Considering the facts and circumstances of the case



wherein these petitioners are said to have been arrested with 33 liters of illicit liuqor, they have no criminal antecedent and they are in custody since 07.08.2019, now the investigation is complete, let the petitioners above named be released on bail on furnishing bail bond of Rs. 15,000/- (fifteen thousand) each with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise Act, Madhubani in connection with Laukahi P.S. Case No.157 of 2019, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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