

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81180 of 2019**

Arising Out of PS. Case No.-41 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Araria

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PAWAN KUMAR MANDAL Son of Moti Mandal Resident of Village - Ward
No.-3, Bhagkohaliya, P.S.- Forbesganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh
For the Opposite Party/s : Mr.Parmanand Prasad

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

9 11-12-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
21.10.2019 in a case registered for the offences punishable
under Sections 30(a) and 32(3) of the Bihar Excise and
Prohibition Act, 2016.

It is alleged that 17.700 litres of Nepali liquor has
been recovered from the motorcycle of the petitioner.

It is submitted by learned counsel for the petitioner
that only on the basis of mere suspicion, the petitioner has
been roped in the present case. A statement has been made in
paragraph no.3 of the petition that the petitioner is not having
any criminal antecedent.



Learned APP for the State submits that the recovery has been made from the possession of the petitioner.

Considering the quantity of recovery, period under custody, coupled with statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent from an open area, let the above named petitioner 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 ADJ-II-cum-Special Judge (Excise), Araria, in connection with Forbesganj Circle Excise Case No.41 of 2019, corresponding to Special Case No.1435 of 2019.

(Dinesh Kumar Singh, J)

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