

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11494 of 2020

Arising Out of PS. Case No.-87 Year-2019 Thana- BHARGAMA District- Araria

Mihir Mandal Son of Ranjan Mandal Resident of Village- Simarbani, P.S.-
Bhargama, District- Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar Mandal
For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 272, 273/34 of the Indian Penal Code and 30(a) of the
Bihar Prohibition and Excise Act, 2018.

The prosecution case, in short, is that 228.375 liters
wine is recovered.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The petitioner is in custody since 19-09-2019.
Charge sheet/Prosecution report in this case has already been
submitted. It is alleged that 30.6 liters wine is recovered.
Nothing incriminating has been recovered from the conscious
possession of the petitioner. The petitioner had no knowledge



regarding the alleged incident. The other co-accused with similar allegation has been granted bail by coordinate bench of this court vide order dated 30-05-2019 passed in Cr. Misc. No. 35462 of 2019. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Araria in connection with Bhargama P.S. Case No. 87 of 2019 corresponding to Special Case No. 555 of 2019.

(Sudhir Singh, J)

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