

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2403 of 2020

Arising Out of PS. Case No.-114 Year-2019 Thana- BALRAMPUR District- Katihar

Shankar Kumar Mandal Son of Lagen Mandal Resident of Village - Dokhara,
P.S.- Kadwa, Distt - Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajit Kumar Singh, Advocate.

For the Opposite Party/s : Mr.Anand Kishore Choudhary, APP.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 21-01-2020 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2018.

About 223 litres of liquor was recovered from the
motorcycle of the petitioner and the petitioner was apprehended
at the spot.

Petitioner has stated on oath that he has got no
criminal antecedent and he is in custody since 08.11.2019.

Considering the nature of allegation and
punishment prescribed for the offence alleged, in my view, the
petitioner should be released only after framing of the charge.
Hence let the petitioner, above named, be released on bail **after**



framing of the charge on furnishing bail bond of Rs. 20,000/-
(Twenty thousand) with two sureties of the like amount each to
the satisfaction of the learned court below where the case is
pending in connection with Balrampur P.S. Case No. 114 of
2019, with following conditions:

(a) Both the bailors shall be the resident of territorial
jurisdiction of the learned court below.

(b) The petitioner shall fully cooperate with the
investigation/trial of the case, failing which the court below
shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without
permission of the trial Court.

(Birendra Kumar, J)

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