

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47664 of 2021

Arising Out of PS. Case No.-209 Year-2021 Thana- BANKA District- Banka

MUNNA MANDAL Son of Late Sukhdeo Mandal Resident of Village -
Salempur, P.S.- Habibpur, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tarun Prasad Mandal
For the Opposite Party/s : Mr. Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-11-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 30 (a), 32(2) of the Bihar
Prohibition & Excise Act.

As per the prosecution case, 109.875 liters of foreign
liquor has been recovered from a vehicle in which this petitioner
was found sitting.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. No incriminating article has been recovered from the
conscious possession of the petitioner and he is no way
concerned with the alleged recovery. Petitioner is neither driver
nor owner of the vehicle in question. Petitioner claims clean
antecedent and is in custody since 23.03.2021 and investigation



in this case is complete .

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, 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 Additional Sessions Judge-II-cum- Special Judge, Excise Act, Banka in connection with Banka (Barhat) PS case No. 209/2021.

(Prabhat Kumar Singh, J)

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