

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74582 of 2022

Arising Out of PS. Case No.-138 Year-2022 Thana- BIRPUR District- Supaul

Surendra Mandal @ Fudi Mandal Son Of Late Mahavir Mandal R/V-
Raniganj, P.S.- Birpur (Bhimpur O.P.), District- Supaul

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 23-03-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case
registered for the offence punishable under sections 30(a) of
the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 354 litres of
Nepali liquor from an Auto BR-50-GA-0153 and two
motorcycles.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged
recovery or with the seized vehicles. The name of the



petitioner sprang up in this case on the basis of secret information. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 11.08.2022.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period under custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned In-charge Special Judge, Excise, Court No. 2, Supaul in connection with Birpur (Bhimnagar O.P.) P.S. Case No. 138 of 2022.

(Sunil Kumar Panwar, J)

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