

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26141 of 2024

Arising Out of PS. Case No.-317 Year-2023 Thana- LAUKAHI District- Madhubani

Sharwan Kumar Mandal Son Of Kaleshwar Mandal Resident Of Village -
Bhaganwanpur, P.S. - Laukahi, District - Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Bharti, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 08-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Laukahi Police Station Case No. 317 of 2023 registered for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act.

3. It is a case of recovery of total 108 liters of Nepali
country made liquor from a motorcycle bearing Engine No.
JA06ERJGH28098 in presence of petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. He further submits that petitioner has no concern
with the said motorcycle. Nothing has been recovered from the
possession of the petitioner. He further submits that
investigation in this case has already been concluded and



charge-sheet has already been submitted. The petitioner is in custody since 07.12.2023.

5. However, learned APP for the State vehemently opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Excise Judge, Jhunjharpur, District - Madhubani in connection with Laukahi P.S. Case No. 317 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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