

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40303 of 2024

Arising Out of PS. Case No.-75 Year-2024 Thana- KURSAILA District- Katihar

KAILASH MANDAL @ KAILASH KUMAR S/O KAMESHWAR
MANDAL R/O VILLAGE- MALINIYA, P.S- KURSELA, DISTT.-
KATIHAR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 4 31-08-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.
2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2018.
3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case.
4. Allegation is of recovery of 120 litres of liquor
from three gallons thrown by the person who managed to flee
away near Diayara area in the field of Kameshwar Mandal.
5. Learned counsel for the petitioner submits that
petitioner was not arrested from the spot but during the course
of investigation he came to be arrested at the instance of the
Chawkidar. It is further submitted that the police in majority of



the cases implicate either at the instance of the Chawkidar, local person, confessional statement or secret information without holding a proper investigation. It is next submitted that petitioner is in custody since 22.04.2024.

6. Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

7. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Kursela P.S. Case No. 75 of 2024.

(Satyavrat Verma, J)

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