

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62950 of 2024

Arising Out of PS. Case No.-169 Year-2024 Thana- SHEOHAR District- Sheohar

Rajesh Mandal, aged about 25 years, Male, Son of Late Sukul Mandal, R/o
Village- Jihulee, P.S.- Patahi, District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Alok Kumar Alok, Advocate
For the Opposite Party : Mr. Kanhiya Kishor, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 19-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Sheohar P.S. Case No. 169 of 2024 dated 12.06.2024 registered
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total 233.700 litres of
Nepali country made liquor was recovered from the car and
from the said car, the petitioner and the co-accused Sunil Kumar
were apprehended.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. It is submitted that the said car from which the alleged



liquor was recovered does not belong to the petitioner. No incriminating article has been recovered from the possession of the petitioner. The petitioner has no concern with the alleged offence. It is submitted that the other co-accused person, namely, Sunil Kumar, has already been granted bail by a Bench of this Court vide Cr. Misc. No. 54474 of 2024 under order dated 30.07.2024, annexed as Annexure-2 to the present bail application. The petitioner has six criminal antecedents in which he is on bail as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 13.06.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise, Sheohar in connection with Sheohar P.S. Case No. 169 of 2024 with further condition:-

(I) The petitioner is directed to remain physically present before the learned court below on each and every date, failing which



on two consecutive dates without reasonable
cause, the bail bonds of the petitioner are
liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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