

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.87622 of 2024**

Arising Out of PS. Case No.-368 Year-2024 Thana- DARBHANGA SADAR District-  
Darbhanga

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Chandan Mandal @ Chandan Kumar Mandal S/O Late Jagdish Mandal  
Village- Gandhinagar, Katarhiya P.s.- Sadar District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Girish Chandra Jha, Adv.  
For the Opposite Party/s : Mrs. Renu Kumari, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

**ORAL ORDER**

2      07-01-2025                      Heard Mr. Girish Chandra Jha, learned counsel for the  
  
petitioner and Mrs. Renu Kumari, learned APP for the State.

2. The petitioner seeks bail in connection with Sadar  
P.S. Case No. 368 of 2024 instituted for the offences under  
Section 30(a) of the Bihar Prohibition and Excise Act  
(Amendment), 2022.

3. As per prosecution case, the police has recovered  
total 90 liters of illicit Nepali liquor from the motorcycle.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case.  
He further submits that nothing incriminating has been  
recovered from the conscious possession of the petitioner. The



petitioner has no concern with the seized Nepali liquor. The petitioner has also no concern with the seized motorcycle. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has no criminal antecedent and is languishing in judicial custody since 11.10.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sadar P.S. Case No. 368 of 2024.

**(Rudra Prakash Mishra, J)**

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