

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89951 of 2024

Arising Out of PS. Case No.-51 Year-2024 Thana- KURSAKANTA District- Araria

Durganand Mandal @ Durganand Singh Son of Thakkan Mandal Resident of
Village- Maigra, Ward No. 06, P.S.- Kursakanta, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kanchan Jha, Advocate

For the Opposite Party/s : Mr. Awadhesh Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-03-2025 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per the prosecution story, upon information of
movement of consignment from Nepal to India, the police went
for verification and found four persons carrying white bag on
their heads coming from Nepal toward Bahelia bridge. As they
saw the police, they threw the bag and fled away. The local
chowkidar named them, the petitioner being one of them. From
the bag, altogether 133.50 liters Nepali liquor recovered/seized.

4. Learned counsel for the petitioner submits that no
incriminating material has been recovered from conscious
possession of the petitioner and he has been made accused only



on suspicion. Petitioner claims clean antecedent.

5. Considering the aforesaid facts and circumstances of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District & Sessions Judge cum Exclusive Special Judge Excise-II, Araria in connection with Kursakanta P. S. Case No. 51 of 2024, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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