

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9160 of 2017

Arising Out of PS.Case No. -119 Year- 2016 Thana -NIRMALI District- SUPAUL

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1. Ranjit Kumar Mandal @ Ranjeet Kumar Mandal S/o Late Ram Nath Mandal, Resident of Village- Gadiya, P.S.- Andhra Math, District- Madhubani.

2. Ganga Prasad Sah S/o Raj Kumar Sah @ Rajesh Sah, Resident of Village- Gadiya, P.S.- Andhra Math, District- Madhubani,

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. R.C. Thakur,
Mr. Kamal Kishore Singh

For the Opposite Party/s : Mr. Sri Arun Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 28-02-2017 Heard the parties.

This application has been filed in connection with Nirmali P.S.Case No.119 of 2016 for the offence under Sections 30(A) of Bihar Prohibition Excise Act, 2016.

It is submitted on behalf of the petitioners that they have been falsely implicated in this case and they have no criminal antecedent and they are in custody for about two months.

Heard learned A.P.P. also, who has opposed the prayer for bail, stating that about 20 ltrs of Nepali liquor have been recovered from the possession of the petitioners.

Having heard both sides. In view of the fact that the petitioners have no criminal antecedent and they have remained in



custody for about two months, let the petitioners, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of S.D.J.M., Birpur, Supaul in connection with Nirmali P.S.Case No.119 of 2016.

With following conditions :

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall co-operate in the disposal of trial and make themselves available as and when required by the court and on the event of failure on their part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of their bail.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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