

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27822 of 2016

Arising Out of PS.Case No. -24 Year- 2016 Thana -SARAN GRP CASE District- SARAN

1. Hari Mahato, Son of Late Rijan Mahato, resident of Village- Bhatauna
,P.S- Karja, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shambhu Nath

For the Opposite Party/s : Mr. Daya Shankar Pd. Sharma

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 13-07-2016

Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is accused in connection with
Muzaffarpur P.S. Case No.24 of 2016 registered under Section 47
of the Bihar (Amendment) Excise Act.

The accusation is that one person was seen in red
colour motorcycle having three Plastic Jars near platform no.6 of
the Railway Station, Muzaffarpur. On suspicion, the Police started
moving at the Platform then they started to flee away, but the
petitioner was caught hold, who disclosed that he had come to
supply of Toddy for sale to Rajendra Paswan. The Police
recovered 210 liter Toddy and 21 empty bottles of beer concealed
in the bush on disclosure of the petitioner.

Learned counsel appearing on behalf of the petitioner submits that the alleged Toddy and empty bottles were recovered to the bush, which would appear from the seizure list and the F.I.R., but the Police apprehended the petitioner, who was passing over nearby the bush on motorcycle. Petitioner has no criminal antecedent and is in custody since 15.04.2016.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of J.M, Rail, Sonapur, Saran in Muzaffarpur P.S. Case No. 24 of 2016 (G.R. No. 72 of 2016). Out of two sureties, one surety must be parents or close relatives of the petitioner.

(Rajendra Kumar Mishra, J)

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