

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.32218 of 2017**

Arising Out of PS.Case No. -68 Year- 2017 Thana -KADWA District- KATIHAR

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Chhotu @ Chhotu Mahto, Son of Govind Mahto, Resident of Mohalla-  
Motihari, P.S. Motihari, District-East Champaran (Motihari).

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : M/s. Bimal Kumar  
Maruti Kumari, Advocates

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

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**CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN**  
**ORAL ORDER**

2      13-07-2017      Heard learned counsel for the petitioner and the learned  
A.P.P. for the State.

The petitioner seeks bail in a case registered for offences punishable under Sections 414, 420 of the I.P.C. and Section 33 of the Bihar Prohibition and Excise Act, 2016.

As per allegation, 350 liters of spirit were recovered from the car. Petitioner is the driver of the aforesaid car. Petitioner claims his antecedent to be clean and he is in custody since 30.03.2017.

Considering the facts and circumstances of the case, the petitioner, above-named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of A.D.J.-



II-cum-Special Judge (Excise), Katihar in connection with Kadwa  
(Balua Belon) P.S. Case No.68 of 2017.

Further, if the petitioner, after his release in this case,  
is again found to be involved in criminal case of similar nature, the  
court concerned would be at liberty to take steps for cancellation  
of his bail bond.

However, before accepting the bail bond, the court  
below would make verification regarding criminal antecedent of  
the petitioner and if he is found to be involved in any criminal case  
prior to filing of affidavit in this application, i.e., 06.07.2017  
then he would not be released.

**(Dr. Ravi Ranjan, J)**

Sanjay-II/-

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