

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41427 of 2017

Arising Out of PS.Case No. -90 Year- 2017 Thana -KANHAULI District- SITAMARHI

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1. Mahesh Mahto @ Bhushan Chandravanshi Son of Late Shobhit Mahto,
R/o Village- Bhauprasad, P.S.- Dumar, District- Sitamarahi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Devendra Kumar

For the Opposite Party/s : Mr. Arun Kumar

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 13-09-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Kanhauli P.S.
Case No. 90/2017 for offences punishable under Sections 272, 273
of the Indian Penal Code and 30(A) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution case, as lodged by the police
personnel, is that during patrolling they intercepted one
motorcycle and two persons including the petitioner were
apprehended. From the bag 10.5 litres of Nepali Sophy wine was
recovered, and, accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and has



been falsely implicated in the aforesaid case. He submits that nothing has been recovered from his conscious possession and he is languishing in judicial custody since 22.07.2017.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, 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 ADJ-II cum Special Judge, Excise Act, Sitamarhi, in connection with Kanhauli P.S. Case No. 90 of 2017.

(Nilu Agrawal, J)

Rajesh/-

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