

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6055 of 2017

Arising Out of PS.Case No. -490 Year- 2016 Thana -KHAGARIA District- KHAGARIA

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Ashok Mahton, S/o Ram Chatra Mahto @ Ram Charitra Mahto, Resident of
Village-Dan Nagar, Ward No. 5, P.S.-Khagaria, District-Khagaria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Gupta, Advocate.

For the Opposite Party/s : Mr. Sri Bharat Lal, APP

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 06-03-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is accused in connection with Khagaria
P.S. Case No. 490 of 2016, registered under Sections 270 and 273
of the Indian Penal Code and Section 47, 54 and 57 of the Excise
Act.

The accusation is of recovery of 62 bottles, each
containing 750 ml, of Indian made foreign liquor to the hut of the
petitioner.

Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case mere on
suspicion, showing the recovery from the abandoned hut, which is
not belonging to this petitioner. It is further submitted that



petitioner has no criminal antecedent and is in custody since 21.11.2016.

Having regard to the facts and the 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 the Chief Judicial Magistrate, Khagaria, in connection with Khagaria P.S. Case No. 490 of 2016. Out of two sureties, one surety must be the close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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