

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.59097 of 2017

Arising Out of P.S.Case No. -902 Year- 2017 Thana -DEHRI TOWN District- SASARAM
(ROHTAS)

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1. Ramji Mahto S/o Kailash Mahto, R/o Village- Ramgarh, P.S.- Dehri,
District- Rohtas, Bihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Singh, Advocate

For the Opposite Party/s : Dr.Mrityunjaya Kr.Gautam, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 22-12-2017 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Dehri (Nagar) P.S.Case No. 902 of 2017 instituted for the offence
punishable under Sections 30 (a), 34 and 37 (a) (b) of the Bihar
Prohibition and Excise Amendment Act, 2016.

The allegation is regarding recovery of 17 liters of illicit
Mahua liquor from the orchard of one Chandradeo Mahto.

Learned counsel for the petitioner submits that in fact no
recovery has been affected from the conscious
possession of the petitioner. It is stated that the alleged
recovery was made from the orchard which does not
belong to the petitioner and the petitioner has a



clean antecedent and he is languishing in custody since 09.11.2017.

Considering the nature of accusation, period of custody undergone and clean antecedent, I deem it fit and appropriate to direct the release of the petitioner. Accordingly, the petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge, cum- Special Judge, Excise, Rohtas at Sasaram in connection with Dehri (Nagar) P.S.Case No. 902 of 2017.

(Mohit Kumar Shah, J)

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