

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48012 of 2017

Arising Out of PS.Case No. -49 Year- 2017 Thana -BARGANIA District- SITAMARHI

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Manoj Mahto, son of Krishana @ Kishan Mahto, R/o Village- Shivnagar
Nunia Tola, P.S.- Bairgania, District- Sitamarahi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar

For the Opposite Party/s : Smt. Veena Rani Prasadd.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-10-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with Bairgania P.S. Case No. 49 of 2017 registered for the offences punishable under Sections 272, 273 of the Indian Penal Code and 30(A), 37(C) of Bihar Prohibition and Excise Act.

Allegation against the petitioner is of recovery of 9 litres of liquor from his possession.

Submission of learned counsel for the petitioner is that he has falsely been implicated in this case and he is in custody for seven months having no criminal antecedent. Further submission is that he has sufficiently been punished.

Heard learned APP also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of A/C Chief Judicial Magistrate, Sitamarhi, in connection with Bairgania P.S. Case No. 49 of 2017, subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immovable properties in the jurisdiction of court concerned,
- (2) If involvement of the petitioner in such type of cases is found in future, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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