

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.50723 of 2017

Arising Out of PS.Case No. -356 Year- 2017 Thana -SIWAN MUFFASIL District- SIWAN

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Prem Mahto S/o Mishri Mahto D/o Vilage-Sarsar, P.S.-Siwan Muffasil
Dist.-Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Tiwary, Advocate.

For the Opposite Party : Mr. Anant Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
26.07.2017 in a case for the offence registered under Sections 272,
273, 308, 420 of the IPC and 41(1) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution story, in brief, is that on secret
information, the police searched the shop of the petitioner and
recovered 8.800 liters of country made liquor. The petitioner and
other co-accused Mantu Kumar Yadav were caught on the spot.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. There is no allegation of tampering with the



witnesses alleged against the petitioner. 8.800 liters of country made liquor is said to have been recovered from the shop of the petitioner. No compliance of Section 100 Cr. P.C. has been made in the present case.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge, Siwan, in connection with Siwan Muffasil P.S. Case No. 356/2017.

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(Sudhir Singh, J)

