

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51265 of 2018

Arising Out of PS.Case No. -352 Year- 2017 Thana -BARGAINIA District- SITAMARHI

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1. Manoj Mahto S/o Pathal Mahto
2. Farendra Kumar@Gorka S/o Ram Ayodhya Mahto Both Resident of
Village- Nandwara, P.S. Bairgania, District- Sitamarhi.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Virendra Kumar

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-09-2018 Heard learned counsel for the petitioners.

Petitioners apprehend their arrest in connection with
Bairgania P.S.Case No. 352 of 2017 registered for the offences
punishable under Sections 272, 273 of the Indian Penal Code and
Section 30(A) of Bihar Prohibition and Excise Act, 2016.

There is allegation of recovery of 351 litres of wine and
petitioners were seen fleeing away from the place of occurrence.

Submission of learned counsel for the petitioners is that
petitioners have no criminal antecedent and on the basis of
disclosure made by local Chaukidar their names have transpired
and except that there is nothing against them, even there is no
compliance of Section 100 of Cr.P.C.

Heard learned APP also.

Having heard both sides and in the facts and



circumstances, let the petitioners, named above, in the event of their arrest or surrender, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the Additional District Judge-II-cum-Special Judge, Excise Act, Sitamarhi, in connection with Bairgania P.S.Case No. 352 of 2017, subject to the conditions as laid down under Section 438(2) Cr.P.C. and further condition is that one of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of court concerned.

(Vinod Kumar Sinha, J)

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