

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16138 of 2018

Arising Out of PS.Case No. -360 Year- 2017 Thana -MALSALAMI District- PATNA

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Rama Shankar Mahto @ Pan Puria S/o Hardeo Mahto, R/o Mohalla-
Nooruddin Ganj (Ghat Par), P.S.- Malsalami, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Advocate.

For the Opposite Party/s : Mr. Ramchandra Singh, APP.

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 21-03-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Special Case No. 9522
of 2017 arising out of Malsalami P.S. Case No. 360 of 2017
registered under Sections 272 and 273 of the Indian Penal Code
and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

40 litres of country made liquor is said to have been
recovered from the furnace located near Kumar Bhatta located on
Nuruddinganj Ghat and the petitioner was apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. He has no concern
either with the aforesaid furnace or with the seized liquor. He has



been falsely implicated in the case at the instance of his enemies.
He has no criminal antecedent. He has been languishing in custody since 24.12.2017.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna in connection with Special Case No. 9522 of 2017 arising out of Malsalami P.S. Case No. 360 of 2017.

(Prakash Chandra Jaiswal, J)

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