

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49765 of 2018

Arising Out of PS. Case No.-135 Year-2018 Thana- KATRA District- Muzaffarpur

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Sujit Kumar Mahto @ Sujit Kr. Mahto @ Sunjit Kumar @ Sujit Mahto, Son
of Shivajee Mahto, resident of Village- Dhanaur, Nuniya Tola, P.S. Katra,
Dist.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Ranjan

For the Opposite Party/s : Mr. Indra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 272, 273 of the I.P.C. and Sections
30(A), 36, 38 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 1612.206 liters wine
is recovered.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of witnesses alleged against the
petitioner. The name of the petitioner has come on the disclosure
of co-accused Chitranjan @ Kalu. Except for this, there is no
other substantive evidence to suggest the implication of the
petitioner in this case. It is alleged that 1612.206 liters wine is



recovered from four different places including the vehicles. None of the places or the vehicles in question belong to the petitioner. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Muzaffarpur in connection with Katra P.S. case No.135 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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