

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64526 of 2018

Arising Out of PS. Case No.-68 Year-2017 Thana- KADWA District- Katihar

CHHOTU @ CHHOTU MAHTO @ CHHOTO MAHTO S/o Late Govinda
Mahto, R/o- Motihari, District- East Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh
For the Opposite Party/s : Mr. Rajendra Prasad Nat

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 03-12-2018

Heard learned counsel for the parties.

Petitioner seeks bail in Kadwa (Balua Belon) P.S.
Case No.68 of 2017 registered for the offences punishable under
Sections 414, 420 of the Indian Penal Code and Section 33 of
the Bihar Prohibition of Excise Act, 2016.

As per allegation, 350 litres of spirit was recovered
from a car. Petitioner is the driver of the aforesaid car.

It has been submitted on behalf of the petitioner that
he has falsely been implicated in this case only on the basis of
suspicion. It is further submitted that petitioner is in custody
since 30.03.2017.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail upon
furnishing bail bond of Rs.10,000/- with two sureties of the like



amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Excise Act, Katihar in connection with Kadwa (Baliala Belon) P.S. Case No.68 of 2017 with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

Sanjay/-

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