

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32597 of 2018

Arising Out of PS.Case No. -225 Year- 2018 Thana -ARA NAGAR District- BHOJPUR

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Om Prakash Mahto, S/o Rangi Mahto, R/o Mohalla- Rauja , P.S.- Chapra
Town, District- Chapra.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Atul Chandra, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 06-06-2018

Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Ara
Town P.S. Case No. 225 of 2018 (Excise Case No.706 of 2018)
for the offences under Sections 30/36 of the Bihar Prohibition and
Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he is in custody since
19.04.2018. He further submits that the petitioner was made scape
goat in the instant case, as the wine was not recovered from his
conscious possession. He submits that the petitioner was simply
passing through the place, where the wine was kept abandoned
and on suspicion he has been made accused in the instant case.

Considering the aforesaid fact that the petitioner
has no criminal antecedent and he has remained in custody for



more than one and half months, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned 4th Additional Sessions Judge-cum-Special Judge, Bhojpur at Ara in connection with Ara Town P.S. Case No. 225 of 2018.

(Anil Kumar Upadhyay, J)

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