

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24817 of 2018

Arising Out of PS. Case No.-35 Year-2018 Thana- SIWAN MUFFASIL District- Siwan

Lal Bahadur Mahato S/o Sudarshan Mahto, R/o Vill.- Barahani Paschim Tola,
P.S.- Siwan (Muffasil), District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shambhu Prasad Yadav
For the Opposite Party/s : Mr. Sanjay Kumar Sharma

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

ORAL ORDER

2 01-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Siwan
(Muffasil) P.S. Case no. 35 of 2018 registered under Sections
272, 273 of I.P.C. and Section 30(a) of Bihar Prohibition &
Excise Act-2016.

1.080 lts. of foreign liquor and cash of Rs. 2,000/- is
to have been recovered from the possession of the petitioner.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
the seized liquor. He has been falsely implicated in the case at
the instance of his enemy by planting the aforesaid recovery



from his possession. Though two more cases under Excise Act have been lodged against the petitioner, but he is on bail in the aforesaid cases. He has been languishing in custody since 31.01.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge-II, Siwan in connection with Siwan (Muffasil) P.S. Case no. 35 of 2018.

(Prakash Chandra Jaiswal, J)

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