

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 16122 of 2019

Arising Out of PS. Case No.-369 Year-2018 Thana- DARIYAPUR District- Saran

RAKESH MAHTO @ RAKESH KUMAR MAHTO Son of Late Ram Prasad
Mahto Resident of Village - Taryan Magerpal, P.S. Dariyapur, Distt. Saran at
Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 29-03-2019 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Dariyapur P.S. Case No. 369 of 2018 for the offences punishable
under Sections 272, 273, 308 of the Indian Penal Code and
Sections 30/30(a), 38 and 41 of the Bihar Prohibition and Excise
Act, 2016.

The allegation is regarding recovery of 1299 liters of
illicit wine from the two co-accused persons when they were
apprehended by the police and in their confessional statement,
they are said to have disclosed the name of the petitioner who is
said to have fled away from the spot.

The learned counsel for the petitioner submits that the



petitioner has been falsely implicated in the present case, no recovery has been made from his conscious possession, he is having a clean antecedent and is languishing in custody since 04.01.2019.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be enlarged on regular bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned ^{6th} A.D.J., Saran at Chapra in connection with Dariyapur P.S. Case No. 369 of 2018.

(Mohit Kumar Shah, J)

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