

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12219 of 2019**

Arising Out of PS. Case No.-79 Year-2018 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Bhola Mahto @ Bhola Tanti S/o Ram Padarath Mahto @Ram Padarath R/o
Village- Panhas, P.S.- Begusarai Town, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey
For the Opposite Party/s : Mr.Asha Devi

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER**

2 27-02-2019 Heard the learned counsel for the petitioner and

the learned counsel for the State.

The petitioner seeks regular bail in connection
with Begusarai Muffasil PS case no. 79 of 2018 registered for
the offence punishable under Section 30(a) of Bihar Excise
and Prohibition Act, 2016 and 420 of Indian Penal Code.

The allegation is regarding the police having
received secret information that illicit liquor was being
unloaded, whereupon a raid was conducted and huge quantity
of illicit liquor was recovered, however the accused persons
managed to flee away and subsequently, it transpired that
petitioner is one of the persons who were engaged in the trade
of illicit liquor.



The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case on account of being accused in four other cases. It is further submitted that out of the said four cases, the petitioner is on bail in three cases. Lastly, it is submitted that the petitioner is ready to abide by whatever conditions, as is deemed fit and proper to be imposed on him, for the purposes of grant of regular bail. The petitioner is said to have languishing in custody since 07.12.2018.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner on regular bail.

Accordingly, the abovenamed petitioner is directed to be enlarged on regular bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act in connection with Begusarai Muffasil PS case no. 79 of 2018. It is further directed that the petitioner shall mark his presence before the officer-in-charge of the concerned police station at 10.30 am on every Monday and in case of failure to do so on two



consecutive occasions, the present privilege of bail shall stand
cancelled automatically.

(Mohit Kumar Shah, J)

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