

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24173 of 2019

Arising Out of PS. Case No.-207 Year-2018 Thana- SASARAM MUFFSIL District- Rohtas

1. Dhiraj Singh Son of Dewendra Singh, Resident of Village- Rampur, Police Station- Sasaram (M), District- Rohtas.
2. Jamadar Mahto @ Jimidar Mahto @ Jamindar Singh Son of Late Harihar Mahto, Resident of Village- Rampur, Police Station- Sasaram (M), District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh
For the Opposite Party/s : Mr.Amarendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 15-04-2019 Learned counsel for the petitioners submits that petitioner no.2 Jamadar Mahto @ Jimidar Mahto @ Jamindar Singh has been arrested during pendency of this anticipatory bail petition, therefore, the anticipatory bail petition of petitioner no.2 has become infructuous.

Accordingly, the anticipatory bail petition of petitioner no.2 Jamadar Mahto @ Jimidar Mahto @ Jamindar Singh is dismissed as has become infructuous.

Heard both sides.

Petitioner No.1 apprehends his arrest in Sasaram (M) P.S. Case No.207 of 2018 registered under Section 30(a) of the Bihar Prohibition and Excise Act.



The informant got secret information that the petitioner along with Mithun Singh and Jamadar Mahto @ Jamindar Singh were illegally selling country made liquor made of Mahua and on such a raid was conducted and 30 litres of country made liquor was recovered. From the sugarcane field of one Binod Mahto, 30 litres of country made liquor was recovered. The informant named the petitioner on the basis of secret information.

Having considered the facts aforesaid and the fact that nothing has been recovered from possession of petitioner no.1, petitioner no.1, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise, Rohtas at Sasaram in connection with Sasaram (M) P.S. Case No.207 of 2018, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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