

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.73672 of 2018

Arising Out of PS. Case No.-798 Year-2018 Thana- SITAMARHI District- Sitamarhi

Jagdeo Mahto S/o Bisheshwar Mahto, Resident of Village- Punaura, Purwi
Ward No. 7, Police Station- Sitamarhi, District- Sitamarhi.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhubala Verma

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 30-01-2019 Heard the parties.

The petitioner seeks pre-arrest bail in Sitamarhi
P.S.Case No.798 of 2018 registered under Sections 272, 273 of
the Indian Penal Code and section 30(A) of the Bihar
Prohibition and Excise Act.

The accusation is that in course of patrolling when the
informant along with the other police reached near the house of
the petitioner, on seeing them he fled away from his house and
on search of his house three litres country made liquor was
recovered.

Learned counsel appearing on behalf of the petitioner
submits that it would appear from the F.I.R. that the petitioner
has not been arrested from the place of occurrence. In fact, the



house which is said to be reported by the informant is shown in the joint venture of his family members from there liquor is said to have been recovered. The petitioner has no criminal antecedent.

Having considered the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of A.D.J.-II-cum- Special Judge, Excise Act, Sitamarhi, in Sitamarhi P.S.Case No.798/18 Subject to the conditions as laid down under Section 438(2) of Cr.P.C. and further condition is that one surety must be of his own relative.

(Rajendra Kumar Mishra, J)

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