

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48420 of 2019

Arising Out of PS. Case No.-52 Year-2019 Thana- BAIRIYA District- West Champaran

RAJ KUMAR MAHTO Son of Shankar Mahto @ Shankar Prasad, Resident
of Village-Pandey Tola, P.S.-Nautan, District-West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 05-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Bairiya P.S. Case No. 52 of 2019 registered
for offence punishable under section 30(a)/37 (b) of the Bihar
Prohibition and Excise Act.

It has been alleged that the police has recovered less
than one litre of liquor from a hut and also Anand Kumar and
Annullah were found in the drunken condition.

Looking to the quantity of liquor and the petitioner
having no criminal antecedent, the prayer for bail of the
petitioner is allowed and he, in the event of arrest or surrender
before the court below within six weeks from today, is directed
to be enlarged on anticipatory bail on furnishing bail bonds of



Rs.10,000/- with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Bettiah, West Champaran in connection with Bairiya P.S. Case No. 52 of 2019, subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court. If the petitioner is found involved in similar type of allegation in future, the prosecution will have liberty to file an application for cancellation of his bail bond.

(Shivaji Pandey, J)

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