

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57365 of 2019

Arising Out of PS. Case No.-328 Year-2019 Thana- BAHERA District- Darbhanga

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BABLU KUMAR MAHTHA @ BABLU MAHTHA, aged about 32 years,
(Male), Son of Pravesh Mahtha, Resident of Village - Jayantipur, P.S.-
Bahera, District – Darbhanga.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Vinay Kumar Mishra, Advocate.
For the Opposite Party : Mr. Yogendra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-09-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 30(a), 32(iii) and 41(i) of the Bihar
Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 416.4 liters
wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner is languishing in custody since
04.07.2019. The petitioner has got no criminal antecedent.
Charge sheet/prosecution report has been submitted in the
present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. The petitioner has



falsely been implicated in the present case. It is alleged that total 416.4 liters wine is recovered. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned IInd Additional District Judge-cum-Special Judge, (Excise), Darbhanga, in connection with G.O. Case No. 669 of 2019, arising out of Bahera P.S. Case No. 328 of 2019.

(Sudhir Singh, J)

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