

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56392 of 2019

Arising Out of PS. Case No.-17 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Darbhanga

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LAL BABU MAHTO (Male), aged about 37 years, Son of Domu Mahto,
Resident of Mohalla - Alinagar, P.S. - L.N.M.U., District - Darbhanga.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Girish Chandra Jha, Advocate.
For the Opposite Party : Mr.Arun Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-09-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
03.07.2019 in a case for the offence registered under Section
30(a) of the Bihar Prohibition and Excise (Amendment) Act,
2018.

The prosecution story, in brief, is that total 36.300
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that 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 36.300 liters wine is recovered from the *Gumti* and *hutment* of the petitioner. 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 Additional Sessions Judge-II-cum-Special Judge, (Excise), Darbhanga, in connection with G.O. Case No. 671 of 2019, arising out of P.R. No. 17 of 2019.

(Sudhir Singh, J)

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