

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78832 of 2018

Arising Out of PS. Case No.-34 Year-2017 Thana- SIWAIPATTI District- Muzaffarpur

Devendra Mahto S/o Chandeshwar Mahto @ Chandeshwar Singh R/vill-Rai
Patti, P.S-Siwaipatti, Distt.-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Pandey

For the Opposite Party/s : Mr.Sri Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 11-01-2019 This application, for grant of anticipatory bail,

arises out of Siwaipatti P.S. Case No. 34 of 2017, disclosing

offences under Sections 272, 273, 34 of the Indian Penal Code

and Sections 30, 38 and 48 of Bihar Prohibition and Excise Act,

2016.

Allegation is of recovery of 9.9 litres of liquor from

the co-accused.

Submission of learned counsel for the petitioner is

that he is not named in the F.I.R and nothing has been recovered

from him. Further he has falsely been implicated in this case on

the basis of disclosure made by the co-accused and he has no

criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts,



this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur, in connection with Siwaipatti P.S. Case No. 34 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure

(Vinod Kumar Sinha, J)

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