

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.75245 of 2019**

Arising Out of PS. Case No.-308 Year-2019 Thana- BAKHARI District-  
Begusarai

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SANJIT KUMAR MAHTO @ SANJIT MAHTO Son of Tunlal Mahto Resident  
of Village - Makhachak Ward No. 6, P.S.- Bakhri, Distt - Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner : Mr. Arjun Prasad, Advocate.

For the Opposite Party: Mr. Satyadeo Singh Yadav, APP

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**  
ORAL ORDER

2      26-11-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner is in custody since 23.10.2019 in  
connection with Bakhri P.S. Case No. 308 of 2019 for the offences  
alleged under Sections 30(a) of the Bihar Prohibition and Excise  
Act, 2016.

3. It is submitted that the petitioner has been falsely  
implicated in connection with recovery of about 351 litres of  
foreign liquor from three different spots. The petitioner has  
neither been apprehended from the spot nor any incriminating  
articles has been recovered from his conscious possession, rather  
he was remanded to custody in the present case after he was  
arrested in connection with Bakhri P.S. Case No. 189 of 2019.

4. Be that as it may, let the petitioner above named be



released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned 2<sup>nd</sup> Additional Sessions Judge-cum-Special Judge, Excise Act, Begusarai, in connection with Bakhri P.S. Case No. 308 of 2019, on the following conditions-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

**(Vikash Jain, J)**

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