

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35608 of 2020

Arising Out of PS. Case No.-37 Year-2020 Thana- ISUAPUR District- Saran

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SANJAY MAHTO Son of Laxaman Mahto Resident of Village - Dhama, P.S.
- Isuapur, District – Saran ... Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Arvind Prasad Singh, Advocate
For the Opposite Party : Smt. Veena Rani Pd. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-12-2020 Heard learned counsel for the petitioner and the State

through Video Conferencing.

Petitioner seeks bail in a case registered for the offence
punishable under Section 30a of the Bihar Prohibition and
Excise Act.

66.520 liters of foreign liquor is alleged to have been
recovered along with Alto Car from the maize field behind the
house of the petitioner.

Learned counsel appearing for the petitioner submits
that no incriminating material has been recovered from the
conscious possession of the petitioner and he has nothing to do
with the alleged recovery which has been made from open field.
Petitioner is in custody since 4.7.2020.



Considering the facts of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge II cum Special Judge, Excise Act Saran in Isuapur Police Station Case No. 37/2020, on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

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