

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86209 of 2019

Arising Out of PS. Case No.-358 Year-2019 Thana- BRAHMPURA District- Muzaffarpur

BHARAT MAHTO Son of Sukdeo Mahto Resident of Laxmi Chowk, P.S.-
Brahmpura, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pradhan Murli Manohar Prasad,

For the Opposite Party/s : Mr.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA

ORAL ORDER

2 22-01-2020 Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with
Brhampura P.S.Case No.358 of 2019 , registered for offences
punishable under Sections 272, 273/34 of the Indian Penal
Code and Sections 30(a), 38(i)(ii) of the Bihar Prohibition and
Excise (Amendment) Act, 2016.

Police got information of sale of liquor by the petitioner
and other accused persons and on that information he reached
near the Rain Basera (Laxami Chowk) and seeing the police
party, two persons succeeded in fleeing away leaving one
Scooty and from the Scooty, there is recovery of 22.740 ltrs of
liquor.

Submission of the learned counsel for the petitioner is
that nothing has been recovered from his conscious possession
or at his instance and the Scooty does not belong to the
petitioner. FIR discloses that he has been made accused only



on confidential information. Petitioner has no criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the learned court below, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Muzaffarpur in connection with Brhampura P.S.Case No.358 o 2019, subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

With the above direction, this application is allowed.

(Vinod Kumar Sinha, J)

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