

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85870 of 2019

Arising Out of PS. Case No.-289 Year-2019 Thana- RIGA District- Sitamarhi

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GULTEN MAHATO @ KANJAR Son of Ramchandra Mahato Resident of
Village - Rampur Gangauli, P.S.- Riga, Distt - Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha
For the Opposite Party/s : Mr.Satyadeo Singh Yadav

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 17-01-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody seeks bail in a case
registered under Section 30(a) of Bihar Prohibition and Excise
Act, 2016.

Informant who the police officer has alleged in his
self statement that on receiving specific information that three
persons are engaged in sale of illicit liquor, he raided the place
but all the accused managed to escape and they were identified
by the Chaukidar of the area.

It has been submitted on behalf of petitioner that he is
innocent and has been falsely implicated in this case on the
statement of Chaukidar. Nothing was recovered from his
conscious possession nor he was apprehended from the said



place. Petitioner has no criminal antecedent and is in custody since 26.10.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Riga P.S. Case No. 289 of 2019 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.

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

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

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