

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33931 of 2020

Arising Out of PS. Case No.-321 Year-2018 Thana- SAKRA District- Muzaffarpur

Rakesh Mahto @ Rajeev Ranjan, aged about 40 years, Male, S/o Maheshwar Mahto R/o Vill- Malpur Agrail, P.s.- Sakara, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan No.II, Adv.

For the Opposite Party/s : Mr. M.K. Nirala, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 26-02-2021 Heard learned counsel for the petitioner and learned counsel for the State.

In this case, the petitioner is seeking bail in connection with Sakara P.S. Case No. 321 of 2018 registered for offences under sections 272, 273 of the Indian Penal Code and Sections 30(a), 32(2), 38, 41 of the Bihar Prohibition and Excise Act, 2016.

In the present case, the police, on receipt of secret information, has recovered 4224.240 liter illegal foreign liquor from the truck bearing registration no. HR55L-7693. The police also seized a Maruti 800 Car bearing registration no. BR30A 0234 and one Platina motorcycle bearing no number.

The petitioner is in custody since 3.3.2020 i.e. for more or less one year.



Looking to the entire facts and circumstances of the case as also considering the period of custody, 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 learned Special Judge, Excist Act, Muzaffarpur in connection with Sakra P.S. Case No. 321 of 2018, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds.

(Shivaji Pandey, J)

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