

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37782 of 2020

Arising Out of PS. Case No.-181 Year-2019 Thana- BARGAINIA District- Sitamarhi

Barku Mahto S/o Siyaram Mahto R/o Ward No. 11, Village- Parsauni, P.S.-
Bairganja, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur, Adv.

For the Opposite Party/s : Mr. Ritu Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 14-09-2021 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Bairganja P.S. Case No.181 of 2019 for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has not committed any offence. In fact,
although the petitioner is named in the F.I.R. but the name of
this petitioner does not mention in the seizure list rather the
names of Dharmendra Raut and Chhedi Mahto have been
mentioned in the seizure list. Moreover, nothing has been



recovered from the conscious possession of the petitioner.
Hence, the petitioner may be granted the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the, above named, petitioner in the event of his arrest or surrender before the court below within a period of four weeks 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 learned Additional Sessions Judge-II -cum- Special Judge, Excise Act, Sitamarhi in connection with Bairgania P.S. Case No. 181 of 2019 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

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