

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38875 of 2020**

Arising Out of PS. Case No.-585 Year-2020 Thana- MAJHAULIA District- West Champaran

Shambhu Mahato Son of Late Bindhyachal Mahato Resident of Chanayan  
Bandh, P.S.- Majhouliya, Bettiah, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

For the Opposite Party/s : Mr.A.G

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      10-02-2021                      Heard learned counsel for the petitioner and the  
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Majhouliya  
P.S. Case No. 585 of 2020 for the offence under section 30(a) of  
the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that  
petitioner has no criminal antecedent.

In the instant case total 732.78 liters of liquor was  
seized.

Learned counsel submits that nothing was recovered  
from the possession of the petitioner.

The petitioner is in custody since 18.8.2020.

Considering the submission of the petitioner that  
nothing was recovered from the possession of the petitioner



rather from the house of co-accused Rupesh Mahto, the Court is inclined to grant bail to the petitioner, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 50,000/- (Fifty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Bettiah, West Champaran, in connection with Majhouliya P.S. Case No. 585 of 2020 subject to the condition that the petitioner shall deposit Rs. 50,000/- cash in the court below and the amount of Rs.50,000/-cash deposited by the petitioner shall abide by final outcome of the pending criminal case.

**(Anil Kumar Upadhyay, J)**

Ravi/-

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