

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.40489 of 2020**

Arising Out of PS. Case No.-360 Year-2020 Thana- SAMASTIPUR MUFFASIL District-  
Samastipur

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RAJ KUMAR MAHTO, SON OF LATE RAMSADAN MAHTO @ RAM  
LAL MAHTO, RESIDENT OF VILLAGE- KORBADDHA, P.S.-  
MUFASSIL, DISTRICT- SAMASTIPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rajeev Ranjan, Adv.

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      08-02-2021                      Heard both parties.

The petitioner seeks bail in Muffasil P.S. Case No.  
360/2020 registered for the offence punishable under Section  
30(a) of the Bihar Prohibition & Excise Act, 2016.

As per prosecution case, 72 litres of foreign liquor has  
been recovered from the house of petitioner, kept under straw.

It is submitted that nothing has been recovered from  
possession of this petitioner. Charge-sheet has already been  
submitted. Petitioner has got clean antecedent. He is in custody  
since 26.08.2020.

Considering the nature of allegation, the petitioner,  
above-named, is directed to be enlarged 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 District & Sessions Judge Ind-cum-Special Judge, Samastipur, subject to the following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) 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.

**(Prabhat Kumar Singh, J)**

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