

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4988 of 2022

Arising Out of PS. Case No.-414 Year-2021 Thana- BARAUNI District- Begusarai

Mukesh Mahto Son Of Ganesh Mahto Resident Of Village- Ganga Prasad
Bind Toli, Police Station- Barauni, District- Begusarai

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar, Adv.

For the Opposite Party/s : Mr.Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 09-06-2022 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Barauni (Chakiya) P.S. Case No.414 of 2021 lodged under
Section 30(a) and 30(c) of Bihar Prohibition and Excise
Amendment Act, 2018.

As per the allegation made in the F.I.R., the total 120
liters of country made liquor has been recovered in this case.

Learned counsel for the petitioner submits that charge
sheet has already been filed in this case and petitioner is in
custody since 27.09.2021 having no criminal antecedent. He
further submits that other co-accused namely, Sanjay Mahto of
this case has been granted bail by the Co-ordinate Bench of this
Hon'ble Court vide order dated 30.05.2020 passed in Cr. Misc.

No.72322 of 2021.

Learned A.P.P. has opposed the prayer for bail.

Considering the facts of the case and after perusal of records as well as this aspect that charge sheet has already been submitted and petitioner is in custody since 27.09.2021 having clean antecedent, let the petitioner above named, be granted bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum- Special Judge, Excise Act, Begusarai in connection with Barauni (Chakiya) P.S. Case No.414 of 2021. But with view to maintain the parity of the decision, the petitioner above named be directed to release on bail only after framing of charge.

(Dr. Anshuman, J)

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