

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9133 of 2022**

Arising Out of PS. Case No.-974 Year-2021 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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NAGA MAHTO @ DINESH KUMAR MAHTO SON OF VISHWANATH
MAHTO R/O MOHALLA- JOGIYA MATH, P.S.- MUZAFFARPUR
NAGAR, DISTRICT- MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey, Adv.

For the Opposite Party/s : Mr. APP.

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 10-03-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with
Muzaffarpur Nagar P.S. Case No. 974 of 2021 instituted for the
offences under Sections 272 and 273/34 of the Indian Penal
Code and Section 30(a) of the Bihar Excise & Prohibition
(Amendment) Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 22.12.2021 and has antecedent of
one case, charge-sheet has been submitted in the case and
allegation is of recovery of 33 liters of liquor from the house of
petitioner.

Learned counsel for the petitioner submits that the



house from which the liquor has been alleged to be recovered is a joint family property and as such petitioner is not knowing who had kept a liquor in the house.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 22.12.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 1, Muzuffarpur in connection with Town P.S. Case No. 974 of 2021.

(Satyavrat Verma, J)

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