

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15181 of 2022

Arising Out of PS. Case No.-387 Year-2020 Thana- DALSINGHSARAI District- Samastipur

ABDHESH MAHTO @ AWADHESH KUMAR @ AWADESH MAHTO Son
of Indra Mahto @ Indradev Mahto R/o village and P.O.- Bombaiya Harlal,
P.S.- Dalsinghsarai, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dilip Kumar Roy
For the Opposite Party/s : Mr.Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-05-2022 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in a case registered for the offence under Section 30(a) of Bihar Prohibition and Excise Act.

252 liters of illicit foreign liquor was recovered from the field of this petitioner.

It is submitted on behalf of petitioner that nothing has been recovered from the conscious possession of this petitioner. Recovery has been made from an open place and he is in custody since 20.01.2022.

Learned A.P.P. for the State has opposed the bail petition and submitted that petitioner has got criminal



antecedent and he is accused in two more cases of similar nature.

Considering the aforesaid facts and circumstances as well as the fact that petitioner has got criminal antecedent of similar nature of cases, I am not inclined to grant bail to the petitioner and same is, accordingly, rejected. However, the learned court below, where the case is pending, is directed to release the petitioner on bail, *after framing of the charge*.

(Prabhat Kumar Singh, J)

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