

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26889 of 2021

Arising Out of PS. Case No.-344 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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DARFI MAHTO @ DARFI KANT MAHTO Son of Baidnath Mahto
Resident of Village - Babhangama, Ward No. 02, P.S.- Ghatho, District -
Samastipur (Bihar).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar Singh
For the Opposite Party/s : Mr. Ajay Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 22-02-2022 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Excise P.S. Case No. 344 of 2020 registered under Section
30 (a) (c) of the Bihar Prohibition and Excise Act.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case due to village party politics.
Further he submits that petitioner was engaged in Bihar
Assembly Election Duty at the time of raid, as contained in
Annexure-2. Further he submits that from perusal of Annexure-
3, it appears that on 04.11.2020, the petitioner was physically
present at District Election Office for receiving letter for

election duty. Moreover, the alleged recovery has been made from the joint family house. Petitioner has no criminal antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the Additional Sessions Judge-II-cum-Special Judge, Excise Act, Samastipur in connection with Excise P.S. Case No. 344 of 2020, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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