

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39043 of 2021

Arising Out of PS. Case No.-106 Year-2020 Thana- TAJPUR District- Samastipur

RAKESH KUMAR MAHTO @ RAKESH CHAUDHARI S/O Late Shankar
Mahto R/O Village - Kasbe Aahar, Ward No. -2, P.S. - Tajpur, Dist. -
Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy, Adv.

For the Opposite Party/s : Ms. Pronati Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 01-02-2022 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 30(a) of the
Bihar Prohibition and Excise Act, 2016 and sections 272 and
273 of the Indian Penal Code.

As per the prosecution case, 45 litres of liquor was
recovered from behind the house of the petitioner.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case
because of his antecedent. No incriminating article has been
recovered from his possession or his house. He is in custody
since 1.2.2021 and chargesheet has been submitted in the case.



Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having remained in custody for over 1 year, the Court directs the petitioner to be enlarged on bail in connection with Tajpur P.S. Case no. 106 of 2020 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II-cum-Special Judge, Excise, Samastipur.

(Partha Sarthy, J)

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