

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51941 of 2021

Arising Out of PS. Case No.-138 Year-2021 Thana- DALSINGHSARAI District- Samastipur

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Sagar Mahto @ Ram Sagar Mahto Son of Late Bati Mahto Resident of
Village- Bambaiya Harlal, Ward No.3, P.S.- Dalsinghsarai, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha
For the Opposite Party/s : Mr. Sharda Kumari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-04-2022 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under Section

30(a) of the Bihar Prohibition & Excise Act.



There is recovery of 99.750 litres of Indian made Foreign liquor in front of the house of the petitioner which was kept concealed.

It is submitted by learned counsel for the petitioner that petitioner was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Samastipur in connection with Dalsinghsarai P.S. Case No. 138 of 2021, subject to the conditions as laid down under



Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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