

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54057 of 2021

Arising Out of PS. Case No.-187 Year-2021 Thana- MAHARAJGANJ District- Siwan

1. Ranjit Mahto S/O Paras Mahto R/O Village-Purani Bazar, Noniyadih, P.S-Maharajganj, District-Siwan.
2. Santosh Mahto @ Santosh Kumar Mahto S/O Bhuali Mahto R/O Village-Purani Bazar, Noniyadih, P.S-Maharajganj, District-Siwan.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 18-02-2022 Heard both the parties through video conferencing.

The petitioners seek bail in anticipation of their arrest in connection with Maharajganj P.S. Case No.187 of 2021 instituted for the offences under Sections 272, 273 of the Indian Penal Code & Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

Considering that the liquor which was recovered from the house of the petitioners is a joint family house. There is no absolute ownership of the petitioners. Exfacie case under section 30 (a) of the Bihar Prohibition and Excise Act, 2016 would not be made out against the petitioners, I am inclined to grant benefit of anticipatory bail to the petitioners and in the



event of arrest, they shall be released on bail subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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