

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58609 of 2021

Arising Out of PS. Case No.-378 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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VIJAY KUMAR MAHTO S/o- LATE SHYAM MAHTO Resident of Village-
Saharghat Ram Nagar, Ward No.05, P.S.- Saharghat, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate
For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 23-05-2022 Heard the learned counsel for the petitioner and the

State.

The petitioner seeks bail in connection with C2 Case
No. 378 of 2021 instituted for the offence under Section 30(a) of
the Bihar Prohibition & Excise Act, 2016.

The petitioner is said to be prosecuted in this case on
account of recovery of 180 litres of liquor from two vehicles.
The FIR also does not disclose as to the details of the
presumption of the petitioner being in possession of the seized
liquor.

It is the contention of the petitioner that he has been
arrested in this case on mistaken identity of being the owner of
one of the motorcycles and the seized liquor.



The petitioner is in custody since 07.08.2021 and does not have criminal antecedents.

For the aforesaid reasons, the petitioner is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ADJ II cum Special Judge (Excise Act), Sitamarhi in connection with C2 Case No. 378 of 2021.

(Ashutosh Kumar, J)

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