

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71719 of 2021**

Arising Out of PS. Case No.-427 Year-2021 Thana- PAROO District- Muzaffarpur

Lalbabu Mahto Son of Late Dahaur Mahto Resident of Village- Paroo Nunfar,
P.S.- Paroo, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ravi Nandan, Advocate

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 26-05-2022 Heard counsel for the parties.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The petitioner is in custody in connection with
Paroo P.S. Case No. 427 of 2021 registered under section
30(a) of Bihar Prohibition and Excise Act, 2016-18.

The allegation in the FIR is that the police
upon information that amongst other the petitioner is selling
illegal liquor on road side. After raiding the tea shop of
Jamadar Rai and recovery of 30 liters, the road side area
was also raided, the petitioner arrested and after search of
the can, 35 liters of “Desi Chulai” was recovered/seized.



Considering the fact that charge-sheet stands submitted and the petitioner is in jail since 31.10.2021 (as stated in para-11 of the bail application), this Court is inclined to grant him the privilege of bail.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge Excise, Muzaffarpur, in connection with Paroo P.S. Case No. 427 of 2021 subject to the following conditions:

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reasons will entail his cancellation of bail by the Trial Court itself;

(iii) he shall appear before the concerned police station every fortnight for next six months to mark his presence;

(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be



at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

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