

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72469 of 2021

Arising Out of PS. Case No.-453 Year-2021 Thana- CHANPATIA District- West Champaran

SANOJ MAHTO Son of Daroga Mahto Resident of village - Garbhua Lala
Tola, P.S.- Sirisiya O.P., District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Pradeep Narain Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 10-03-2022 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 307, 414 and some other minor Sections of the IPC and under Section 30 (a)/45 of the Bihar Prohibition & Excise Act.

As per the prosecution case, 22 liters of country made liquor has been recovered from the possession of this petitioner and another accused person.

Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Petitioner is in custody since 12.09.2021. Investigation is complete.

Learned counsel appearing for the State opposes the



prayer for bail. He submits that the petitioner has got criminal antecedent of similar nature.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

However, once charge is framed and trial commences, the petitioner, shall be released on bail by the trial court to its own satisfaction on the condition that the petitioner will co-operate in the trial.

(Prabhat Kumar Singh, J)

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