

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72437 of 2021**

Arising Out of PS. Case No.-244 Year-2021 Thana- KALYANPUR District- Samastipur

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RAMBABU MAHTO SON OF LATE RAMPRIT MAHTO R/O VILLAGE-
HASAULI, P.S.- WARISNAGAR, DISTRICT- SAMASTIPUR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anant Kumar Mishra

For the Opposite Party/s : Mr. Umeshanand Pandit

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**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 30 (a) 41(1) (2) of the Bihar Prohibition & Excise Act.

As per the prosecution case, nine liter of foreign liquor has been recovered from the motor cycle of this petitioner and 1609.335 of foreign liquor has been recovered from a mango orchard.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner claims clean antecedent and is in custody since 28.08.2021 and investigation



in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II-cum- Special Judge, Excise Act, Samastipur in connection with Kalyanpur PS case No.244/2021.

(Prabhat Kumar Singh, J)

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