

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1335 of 2022**

Arising Out of PS. Case No.-272 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.  
District- Samastipur

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GHANSHYAM MAHTO, S/o Ram Bilash Mahto, R/o village- Rajkhand,  
P.S.- Muffassil, District- Samastipur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate  
For the Opposite Party/s : Mr. Nityanand, APP

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      03-03-2022                      Heard Mr. Vinay Kumar Mishra, learned counsel for  
the petitioner and Mr. Nityanand, learned APP for the State.

Let the defect(s), if any, be removed within a period  
of four weeks after complete start of the physical Court.

The petitioner seeks bail in connection with Excise  
Case No. 272 of 2021 registered under Section 30(a) of the  
Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the  
petitioner is in custody since 02.10.2021, is a person with clean  
antecedent, charge-sheet has been submitted and allegation is of  
recovery of 16 litres of liquor from the hut the petitioner.

Learned counsel for the petitioner submits that the  
petitioner has been falsely implicated in the present case under



the mistaken identity, as the hut does not belong to the petitioner.

Learned APP opposes the bail application.

Considering the fact that the petitioner is in custody, charge-sheet has been submitted and is a person with clean antecedent, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.5,000/- (Rupees five 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 Excise Case No. 272 of 2021.

**(Satyavrat Verma, J)**

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