

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14136 of 2023

Arising Out of PS. Case No.-491 Year-2021 Thana- KUDHNI District- Muzaffarpur

SHIV SHANKAR MAHTO Son of Badri Mahto R/V- Mohanpur, P.s-
Kudhani Dist- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan No.II, Adv.

For the Opposite Party/s : Mr. Murli Dhar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with
Kudhani (Turki O.P.) P.S. Case No. 491 of 2021 registered for
the offences under Section 30(a) of the Bihar Prohibition and
Excise Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
instant case. Further submission is that the alleged recovery has
been made on the road near the hut of the petitioner and nothing
has been recovered from the conscious possession of the
petitioner. It is also submitted that the petitioner has no concern
with the alleged recovery and has no criminal antecedent.

Considering the facts and circumstances of the case



and the submissions advanced on behalf of the parties, the petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of Exclusive Special Judge (Excise), Court No.-II, Muzaffarpur in connection with Kudhani (Turki O.P.) P.S. Case No. 491 of 2021, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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