

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14488 of 2023

Arising Out of PS. Case No.-63 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Vijay Mahto S/O Bhikhari Mahto R/V- Dhovopur Vamsar @ Hathauri Ward
No.- 17, P.S.- Hayaghat, District- Darbhanga

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

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

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-05-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for bail in a case
registered for the offence punishable under sections
30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 8 litres of
Toddy (*Tari*) from the possession of petitioner.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and
has committed no offence. He has no concern with the
alleged recovery or with the place of occurrence. There



is no independent witness of the alleged seizure.
Moreover, the is languishing in judicial custody since
24.01.2023.

Learned APP appearing for the State has
opposed the prayer of Bail.

Having heard learned counsel for the parties
and considering the facts and circumstances of the case,
this court is inclined to enlarge the petitioner on bail. The
above named petitioner is directed to be enlarged on bail
on furnishing bail bond of Rs. 10,000/- (Rs. ten
thousand only) with two sureties of the like amount each
to the satisfaction of the learned Special Judge, Excise
II, Samastipur in connection with Excise P.S. Case No.
63 of 2023.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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