

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37478 of 2023

Arising Out of PS. Case No.-269 Year-2023 Thana- MALSALAMI District- Patna

GAURI MAHTO S/O RAMBRIKSH MAHTO R/O Village- Sabarchakhata,
PS. Malsalami, Dist. Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hari Mohan Tripathi
For the Opposite Party/s : Mr.Nand Kishore Prasad

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 28-06-2023 Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned A.P.P for the State.

The petitioner has preferred this application for grant of regular bail in connection with Malsalami P.S. Case No. 269 of 2023 dated 11.04.2023 registered for the offences punishable u/s section 30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 14.92 litres of illicit liquor was recovered from the place of occurrence.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this



case. The name of the petitioner has surfaced in this case on secret information. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has got four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 02.05.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna City in connection with Malsalami P.S. Case No. 269 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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