

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46375 of 2023

Arising Out of PS. Case No.-97 Year-2023 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Raja Babu Mahto Son Of Mitesh Mahto R/O Village - Deeh Tamka, P.S.-
Bibhutipur, Samastipur, Bihar - 848101

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Piyush Kumar Pandey

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 13-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner prayed for regular bail in connection
with University Darbhanga P.S. Case No. 97 of 2023
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

As per prosecution case, the petitioner, co-accused
person along with a car was apprehended on the spot and
from the alleged vehicle total 432 liters Nepali liquor was
recovered.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has



committed no offence. He has falsely been implicated in this present case. He has got no criminal antecedent. The petitioner has no concern with the alleged recovery nor vehicle in question belongs to him. No any incriminating article has been recovered from his conscious possession. It is further submitted that the petitioner is languishing in judicial custody since 30.03.2023.

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

The petitioner is directed to deposit a sum of **Rs 10,000/- (Ten Thousand)** in the District Legal Services Authority of concerned District.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Darbhanga P.S. Case No. 97 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court.

The bail bonds of the petitioner shall be accepted by the learned court below on showing the receipt of deposit of



Rs. 10,000/- (Rs. Ten thousand) by the petitioner in the
account of the concerned DLSA.

(Sunil Kumar Panwar, J)

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