

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46849 of 2023

Arising Out of PS. Case No.-153 Year-2023 Thana- SARAI RANJAN District- Samastipur

RAVI MAHTO @ RAVI KUMAR MAHTO Son of Rajendra Mahto Resident
of Village-Bhagwatpur, P.S.-Sarairanjan, District-Samastipur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Roy

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 04-08-2023 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner is apprehending his arrest in
connection with Sarairanjan P.S. Case No. 153 of 2023 registered for
the offences punishable under Section 30(a) of Bihar Prohibition and
Excise Act.

3. As per prosecution case, there is alleged recovery of
22.125 litre foreign liquor from the hut of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has no concern with the hut from where the alleged
recovery was made. He further submits that petitioner has falsely
been implicated in the case due to village politics. Petitioner is quite
innocent and has committed no offence as alleged in the FIR. He
further submits that petitioner was not present on spot and he has no
concern with the alleged recovered liquor. Petitioner bears no



criminal antecedent. Learned counsel further submits that in the light of aforesaid facts and circumstances of the case, no offence is made out against the petitioner under the provision of Bihar Prohibition and Excise Act.

5. The learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of the petitioner, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioner above-named, in the event of her arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise)-2, Samastipur in connection with Sarairanjan P.S. Case No. 153 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Alok Kumar Pandey, J)

vashudha/-

U		T	
---	--	---	--

