

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50692 of 2023

Arising Out of PS. Case No.-336 Year-2021 Thana- TAJPUR District- Samastipur

Arjun Mahto S/o Jagadish Mahto R/V-Palu, P.S.-Ramgarh, District-Ramgarh
(Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar

For the Opposite Party/s : Mr.Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-08-2023 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 Section 30(a) of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery total 1197.750
liters liquor from a Truck bearing Registration No. C.G.O. 04JB
4209 and the said Truck belongs to the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. The petitioner is not named in the F.I.R. He is the
owner of the seized Truck and being the owner he has falsely
been implicated in this case by the police. He has no concern
with the alleged recovery of liquor. Neither the petitioner was
arrested on the spot nor any incriminating article has been



recovered from his conscious possession. It is further submitted that the petitioner is languishing in judicial custody since 27.05.2023.

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 Tajpur P.S. Case No. 336 of 2021.

(Sunil Kumar Panwar, J)

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