

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61061 of 2023

Arising Out of PS. Case No.-240 Year-2023 Thana- DARBHANGA SADAR District-
Darbhanga

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Raj Kishore Mahto @ Sajjan @ Sajan Son Of Amar Mahto Resident Of
Village-Shisho Dih, P.S.-Darbhanga Sadar (Mabbi O.P.), District-Darbhang.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashank Chandra
For the Opposite Party/s : Mr.Murli Dhar

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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 Darbhanga Sadar Mobbi O.P. P.S. Case no.
240 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
persons along with a Scorpio was apprehended on the spot
and from the alleged vehicle total 456 liters illicit 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. 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 19.05.2023.

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 Sadar (Mobbi O.P.) P.S. Case no. 240 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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