

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65308 of 2023

Arising Out of PS. Case No.-215 Year-2023 Thana- DARBHANGA District- Darbhanga

GANESH MAHTO Son of Ram Chandra Mahto @ Late Ram Chandra Mahto
R/o vill - Shivaje Nagar, ward no. 22, P.S. - Town, Distt. - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra

For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
42.46 liters of illegal liquor from the house of the petitioner.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the wine in question. Petitioner has not arrested on
spot. No incriminating article has been recovered from the
conscious possession of the petitioner. Petitioner has got no
criminal antecedent as stated in para-3 of the bail petition. He is



languishing in judicial custody since 21.07.2023.

5. The application for bail is opposed by learned APP
for the State.

6. Having heard learned counsel for the parties and
considering the facts and circumstances of the case as well as
period of custody, 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 Court concerned in connection with
Darbhanga Town P.S. Case No. 215 of 2023.

(Sunil Kumar Panwar, J)

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