

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.64460 of 2023**

Arising Out of PS. Case No.-49 Year-2023 Thana- SHAHPUR PATORI District- Samastipur

SUNIL KUMAR MAHTO SON OF LATE BALESHWAR MAHTO RESI-  
DENT OF MOHALLA PAD (PANDH), WARD NO.13, P.S. - DALSINGH  
SARAI, DISTRICT - SAMASTIPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

**Appearance :**

|                          |   |                         |
|--------------------------|---|-------------------------|
| For the Petitioner/s     | : | Mr.Rajeev Kumar         |
| For the Opposite Party/s | : | Mr.Yogendra Kumar Singh |

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

2      11-10-2023                      Heard learned counsel for the petitioner and Mr. Yo-  
gendra Kumar Singh learned Additional Public Prosecutor for  
the State.

2. The petitioner is in custody since 08.08.2023 in  
connection with Patori Samastipur Excise P.S. Case No.  
049/2023 registered for the offence punishable under Sections  
30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 33 litres of country-  
made liquor has been recovered from the house of the petitioner.

4. Learned counsel for the petitioner submits that the  
petitioner has been falsely implicated in this case due to politics.  
He further submits that the alleged liquor has been recovered  
from the house which is in joint possession of the family.



5. Learned Additional Public Prosecutor appearing on behalf of the State has vehemently opposed the prayer for bail.

6. In view of the aforementioned facts and circumstances and also the period of custody, let the petitioner above named be released on bail, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Excise Court-2, Samastipur, in connection with Patori Samastipur Excise P.S. Case No. 049/2023.

7. The petitioner is directed to mark his attendance before the Dalsinghsarai Police Station on the first Sunday of every month.

**(Sandeep Kumar, J)**

Saif/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

