

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70712 of 2022**

Arising Out of PS. Case No.-172 Year-2022 Thana- ASHOK PAPER MILL District-  
Darbhanga

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Shiv Nandan Mahto @ Nuja Mahto Son Of Late Ramfal Mahto Resident Of  
Village - Akraha Ward No.- 3, P.S.- Ashok Paper Mill, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Girish Chandra Jha  
For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      06-01-2023                      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 sections  
30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 10 litres  
of country made liquor.

Learned counsel appearing on behalf of the  
petitioner has submitted that petitioner is innocent and  
has committed no offence. He has no concern with the  
alleged recovery and nothing has been recovered from



the possession of the petitioner. He is languishing in judicial custody since 20.09.2022.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the fact that meagre quantity of liquor has been recovered, 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 Exclusive Special Judge I, (Excise Act), Darbhanga in connection with A.P.M. P.S. Case No. 172 OF 2022.

**(Sunil Kumar Panwar, J)**

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