

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75711 of 2023

Arising Out of PS. Case No.-381 Year-2023 Thana- SUGAULI District- East Champaran

NANDLAL MAHTO SON OF VISHVANATH MAHTO R/O VILLAGE-
SUGAUV DHANGAD TOLI, P.S.- SUGAULI, DISTRICT- EAST
CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 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 Sections 272 and 273 of the IPC
and Sections 30(a), 32, 34, 41(i) of the Bihar Prohibition and
Excise Act.

3. As per prosecution case, there has been recovery of
15 liters of illegal country-made liquor from the hut 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. Petitioner was not apprehended on spot.
He submitted that the petitioner has no concern with the seized



wine in question. 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 11.09.2023.

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 Exclusive Special Excise Court No.- 1, Motihari at East Champaran in connection with Sugauli P.S. Case No. 381 of 2023.

(Sunil Kumar Panwar, J)

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