

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29781 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- KHAIRA District- Saran

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Pramod Mahto S/O Late Sikandar Mahto R/O Village- Nagra Ka Tola, P.S-
Khaira (Nagra), District- Saran Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 20-04-2024 Heard learned counsel for the petitioner and learned

APP for the State.

2. The petitioner seeks regular bail in connection with

Khaira (Nagar) Police Station Case No. 21 of 2024 registered

for the offence under Section 30(a) of the Bihar Prohibition and

Excise Act.

3. Allegation is of recovery of total 50 liters of illicit

country made liquor behind the house of the petitioner.

4. Learned counsel for the petitioner submits that the

petitioner is innocent and has falsely been implicated in the

present case. Nothing has been recovered from the possession of

the petitioner. He further submits that there is no independent

witness of the seizure list. Petitioner is in custody since

21.01.2024.

5. However, learned APP for the State vehemently

opposed the prayer for regular bail.



6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Court of 3rd Exclusive Special Excise Judge, Saran at Chapra in connection with Khaira (Nagar) P.S. Case No. 21 of 2024.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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