

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57300 of 2024

Arising Out of PS. Case No.-63 Year-2024 Thana- PUNAURA District- Sitamarhi

Prabhu Mahto Son of Ganga Mahto R/V- Village- Punaura Purvi, P.S.-
Punaura, Distt.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate
For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 09-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Punaura P.S. Case No.63 of 2024 instituted under Section 30(a)
of the Bihar Prohibition and Excise Act.

3. There is recovery of 270 litres of Nepali Saufi wine
from the house of co-accused Bhagwan Mahto.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. The recovery has been shown from the house of co-
accused Bhagwan Mahto. The name of petitioner has come in
this case on the basis of disclosure made by local chowkidar.
There is nothing material against the petitioner. The petitioner
has no criminal antecedent.



5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court I, Sitamarhi in connection with Punaura P.S. Case No.63 of 2024, subject to the conditions as laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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