

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84738 of 2023

Arising Out of PS. Case No.-451 Year-2023 Thana- Excise P.S. District- Samastipur

=====

ARUN KUMAR MAHTO S/O SATYANARAYAN MAHTO R/O
VILLAGE- PREM BRAHANDA, WARD NO. 8, P.S- UJIARPUR, DISTT.-
SAMASTIPUR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Jitendra Narain Sinha

For the Opposite Party/s : Mr.Madhura Nand Jha

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a
case registered for the offence punishable under section
30(a), of the Bihar Prohibition and Excise Act.

3. As per FIR, prosecution case relates to recovery
of 259 liter Indian Made Foreign Liquor and seven liter beer
from an orchard and the petitioner was also apprehended on
the spot.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this
present case. The petitioner has no concern with the alleged



recovery nor place of recovery belongs to him. No any incriminating article has been recovered from conscious possession of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 12.10.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Excise P.S. Case No. 451 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise-II, Samastipur.

(Sunil Kumar Panwar, J)

Manishkr/-

U		T	
---	--	---	--

