

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87334 of 2024

Arising Out of PS. Case No.-285 Year-2023 Thana- PATEPUR District- Vaishali

Deepak Kumar S/O Arun Kumar Mahto @ Arun Mahto R/O village -
Kothiya, P.S.- Bangra, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hemant Kumar- Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 31-01-2025 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Section 30(a) of the Excise Act.
3. The learned counsel for the petitioner submits that
the petitioner has antecedent of three cases and is in custody
since 29.10.2024 and allegation is of recovery of 279.360 litres
of liquor from Bahuari Kothi near Six lane road.
4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and even alleged
recovery is from a place, which does not belong to the petitioner
and is accessible to public at large and charge-sheet has been
submitted.



5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Prohibition and Excise Court-IIInd-cum- Additional District and Sessions Judge, Vaishali at Hajipur in connection with Patepur P. S. Case No.285 of 2023.

7. The application stands allowed.

(Satyavrat Verma, J)

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