

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63747 of 2017

Arising Out of PS.Case No. -408 Year- 2017 Thana -FATUHA District- PATNA

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Om Prakash

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Nawal Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 18-01-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Special Case No. 6164 of 2017 arising out of Fathuha P.S. Case
No. 408 of 2017 instituted for the offences under Sections 30(A)
of the Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 120 liters of
illicit liquor and three drums of Mahua from a field where the
petitioner and other accused persons are said to have been sitting.

The learned counsel for the petitioner submits that the
petitioner is not the owner of the field from where the said
recovery has been made and the fact is that nothing has been
recovered from his conscious possession and he has a clean
antecedent. It is submitted that the petitioner is in custody since



18.09.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that the petitioner is having a clean antecedent, I deem it fit and proper to enlarge the petitioner above named on regular bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna in connection with Special Case No. 6164 of 2017 arising out of Fathua P.S. Case No. 408 of 2017.

(Mohit Kumar Shah, J)

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