

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32700 of 2019

Arising Out of PS. Case No.-46 Year-2019 Thana- HATHUA District- Gopalganj

OM PRAKASH SAH Son of Ramdhari Sah Resident of Village - Mahaicha,
P.S.- Hathua, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Indrajeet Bhushan

For the Opposite Party/s : Mr.Surendra Kumar

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 26-06-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Hathua P.S. Case No.46 of 2019 registered under Sections
30(a), 41(I) (II) of the Bihar Prohibition and Excise Act, 2018.

The accusation is that in course of search of semi
constructed house of Shankar Ram by the police, 29 cartons,
each containing 48 bottles of 180 ml. Indian Made Foreign
Liquor, was recovered, from where two persons succeeded to
flee away. The Dafadar, who was present there, disclosed the
name of two persons, as Om Prakash Sah (petitioner) and
Sugriv Ram, who succeeded to flee away.

Learned counsel for the petitioner submits that it



would appear from the F.I.R. that the alleged recovery of Indian Made Foreign Liquor was made from the semi constructed house of Shankar Ram but he has not been made accused in this case. Moreso, the name of the petitioner has been disclosed by Dafadar, due to dirty village politics. Further submission is that on suspicion, the petitioner has been made accused in one more case, as detailed in paragraph-3 to this application, in which he is on bail.

Having considered the facts and the circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender by him within six weeks from today, be enlarged on bail on his furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the 2nd Additional Sessions Judge-cum-Special Judge, Gopalganj, in connection with Hathua P.S. Case No.46 of 2019, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

P.S./-

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