

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5809 of 2021

Arising Out of PS. Case No.-120 Year-2020 Thana- SASARAM MUFFSIL District- Rohtas

OM PRAKASH SINGH @ PRAKASH MAHTO @ PRAKASH @ DON
SON OF AWADESH SINGH R/O VILL.- MEDNIPUR, P.S.- SASARAM,
DIST.- ROHTAS AT SASARAM

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghunandan Kumar Singh, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 15-04-2021

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
& Excise Act, 2018.

Allegation is recovery of 6912 litres illicit liquor
from the boring house of co-accused Dhanjee Singh.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has falsely been implicated in this
case. Nothing has been recovered from the possession of the
petitioner. It has been submitted that name of the petitioner has
surfaced in this case on the confessional statement made by the
co-accused Dhanjee Singh and except said confessional
statement, there is no any other incriminating material against



the petitioner. Petitioner is in custody since 19.08.2020.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Sasaram P.S. Case No.120 of 2020, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

Sanjay/-

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