

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67293 of 2023**

Arising Out of PS. Case No.-92 Year-2023 Thana- HAYAGHAT District- Darbhanga

Om Prakash Mahto S/O Baidyanath Mahto@ Vaidhnath Mahto R/O Vill-  
Purnahi, Ps-Warisnagar, Dist-Samastipur

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mahendra Pratap

For the Opposite Party/s : Mr.Gulnar Begum

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

2      18-10-2023                      Heard the learned counsel for the petitioner and  
learned APP for the State.

2. Let the defect(s), if any, be removed within a  
period of four weeks from today.

3. The petitioner seeks bail in connection with  
Hayaghat P.S. Case No. 92 of 2023 registered for the offence  
under Section 30(a) of the Bihar Prohibition and Excise  
(Amendment) Act.

4. As per the prosecution, total 5596 liters of  
prohibited liquor was recovered from the possession of the  
petitioner.

5. Learned counsel for the petitioner submits that the  
petitioner is innocent and he has falsely been implicated in this  
case.

6. Learned counsel for the petitioner also submits that  
the petitioner is in custody since 28.06.2023.



7. Learned A.P.P. has vehemently opposed the prayer for bail.

8. Considering the aforesaid facts and the period of custody, this application for regular bail is allowed.

9. Let the petitioner, above named, be released on bail **after completion of six months in custody** on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge-I, Excise Act, Darbhanga in connection with Hayaghat P.S. Case No. 92 of 2023.

10. As a condition of this order, the bail bond of the petitioner shall only be accepted by the Court below if the petitioner brings a receipt of payment of Rs. 50,000/- in favour of Ram Krishna Mission Sevashram, Bela, Muzaffarpur.

11. After being released from the custody, the petitioner will mark his attendance at Warisnagar Police Station **on the second and fourth Sunday** of each month. Any default in appearance at the Police Station would result in cancellation of bail bond of the petitioner.

**(Sandeep Kumar, J)**

Vikas/-

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