

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67283 of 2023**

Arising Out of PS. Case No.-268 Year-2023 Thana- GAUTAMBUDHNAGAR District-  
Siwan

Prakash Mahto @ Prakash Kumar S/O Upendra Mahto R/O Village- Gaur  
Rauza, P.S- G.B. Nagar, Distt.- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Bijay Prakash Singh  
For the Opposite Party/s : Mr.Pradeep Narain Kumar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      19-10-2023                      Heard learned counsel for the parties.

2. The petitioner apprehends his arrest in a case registered for the offence under Section 414 of the I.P.C. and Sections 30(a), 34, 36 of Bihar Prohibition and Excise Act.

3. Total 55 liters of country-made liquor has been recovered from a stolen motorcycle.

4. It is submitted on behalf of petitioner that no incriminating article has been recovered from the conscious possession of the petitioner. Petitioner is neither owner nor driver of the motorcycle in question. Petitioner claims clean antecedent.

5. Considering the nature of allegation and clean antecedent of petitioner, let the above named petitioner, in the



event of his arrest or surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise, Court No. -1, Siwan in connection with G.B. Nagar P.S. Case No. 268 of 2023, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

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