

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38740 of 2024

Arising Out of PS. Case No.-62 Year-2024 Thana- BAUNSI District- Banka

Om Prakash Giri Son of Jagarnath Giri Resident of Village- Kteshar
Mohanpur, P.S- Sakra, Dist- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Special Excise No. 117 of 2024 (arising out of Bounsi P.S. Case
No. 62 of 2024 lodged on 04.03.2024 under Section 30(a) of
Bihar Prohibition & Excise Act.

3. As per the prosecution, FIR has been lodged against
the petitioner and others and recovery of 1398 litres wine has
been subject matter of the present case.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He submits
that petitioner is driver of the vehicle and he is completely
unaware what was loaded on the said vehicle. Learned counsel
further submits that the antecedent of the petitioner is clean and



he is in custody since 05.03.2024.

5. Learned counsel for the State opposes the prayer for bail and submits that the petitioner is the driver and huge quantity of illicit liquor has been recovered from his vehicle.

6. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner. Therefore, the prayer for bail of this petitioner is rejected.

7. However, the petitioner is given at liberty to renew his prayer for bail after completion of two months of framing of charge.

(Dr. Anshuman, J)

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