

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47110 of 2024

Arising Out of PS. Case No.-134 Year-2024 Thana- RAJNAGAR District- Madhubani

Prahlad Kumar @ Prahlad Jha @ Prahlad Ku. Jha Son of Amarkant Jha
Resident of Vill- Mangrauni (Uttari), P.S.- Rajnagar, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Ranjan, Advocate

For the Opposite Party/s : Mr.Braj Kishore Pd.(APP)

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 07-08-2024 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Rajnagar P.S.Case No.134 of 2024 registered for the offence punishable under Sections 272 & 273/34 of the Indian Penal Code and Sections 30(a) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the FIR, the police seized total 169.78 ltrs. illegal liquor. Out of them, 26.14 ltrs. from behind the house of Phuldai Devi, which is alleged to have been kept by the petitioner.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and he has falsely been implicated in the case merely on suspicion. The house of the petitioner is situated at a distance of 150-200 mtrs.



from the place of occurrence.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, the nature of allegation made in the FIR, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge II cum Special Judge Excise Act, Madhubani in connection with Rajnagar P.S.Case No.134 of 2024, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The learned district court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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