

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.56703 of 2024**

Arising Out of PS. Case No.-169 Year-2024 Thana- MAKER District- Saran

Mithlesh Kumar @ Sadhu Rai Son of Shambhunath Rai @ Shambhu Rai R/O  
Vill.- Nandan Kaituka, P.s.- Maker, Dist.- Saran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ravi Prakash, Adv.

For the Opposite Party/s : Md. Shakir Ahmad, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH  
SINGH**

ORAL ORDER

2      07-08-2024                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner has preferred this application for grant  
of regular bail in connection with Maker P.S. Case No. 169 of  
2024 dated 14.06.2024 registered for the offences punishable u/s  
30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 45 litres of illicit  
country-made liquor was recovered from the dickey of the car.

4. Learned counsel for the petitioner has submitted that  
the petitioner is innocent and has falsely been implicated in this  
case. Nothing has been recovered from the conscious possession  
of the petitioner. The petitioner is neither the owner nor the driver  
of the seized car. The petitioner has no concern with the alleged  
vehicle. The petitioner has four criminal antecedents in which he is



on bail in all the cases as stated in para 3 of the bail petition. The petitioner is in custody since 15.06.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Saran at Chapra in connection with Maker P.S. Case No. 169 of 2024, with the condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

**(Chandra Prakash Singh, J)**

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