

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56639 of 2024

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

Om Prakash Rai @ Biru Rai S/o Chandeshwar Rai @ Chandeshwar Prasad
Yadav R/o vill - Goraul, P.S. - Amnour, Distt. - 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 : Mr. Khurshid Anwar, 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 Tata
Indigo 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 has no concern with the alleged
vehicle. The petitioner has five criminal antecedents which are



related to similar nature of offence 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 a condition:-

(i) That 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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