

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70138 of 2024

Arising Out of PS. Case No.-461 Year-2024 Thana- MADHAURAH District- Saran

Prakash Nut @ Prakash Kumar Son of Dinesh Nut Resident of village- Bajit
Bhoraha, Ps- Marhowrah, Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mili Kumari

For the Opposite Party/s : Mr.Anant Kumar 1

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30 (a) of the Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that no incriminating article has been recovered from the conscious physical possession of the petitioner rather 500 liters of country made liquor is said to have been recovered from the place of occurrence. He submits that the local Choukidar disclosed the name of the petitioner. Petitioner has three criminal antecedents of similar nature as mentioned in para-3 of this application.

4. Petitioner is agreed to deposit a sum of Rs.20,000.00 (Rupees Twenty Thousand) in the account of Mahavir Cancer Sansthan, Patna, bearing Account No.



3332964762, IFSC Code: CBIN0282779 (fifth character is zero),
MICR Code: 800016018, Central Bank of India, Chitkohra
Branch, Patna.

5. Having regard to the facts and circumstances of
the case, let the above named petitioner, be released on bail, in the
event of his arrest or surrender before the learned Court below
within a period of six weeks from today, on furnishing bail bond
of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties
of the like amount each to the satisfaction of learned Court below
where the case is pending/successor Court in connection with
Marhowrah P.S. Case No. 461 of 2024, subject to the condition as
laid down under Section 438 (2) of the Cr.P.C, subject to the
further conditions that:

- (i) One of the bailors will be his own blood relative,
preferably, father, mother, brother, sister and/or his wife.
- (ii) The petitioner shall not indulge himself in any
similar offence till conclusion of the trial.

6. The bail bond of the petitioner shall be accepted by
the learned Court below on showing receipt of deposit of the
aforesaid amount in the account of Mahavir Cancer Sansthan,
Patna.

devendra/-

U		T	
---	--	---	--

(Anjani Kumar Sharan, J)

