

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14939 of 2025

Arising Out of PS. Case No.-62 Year-2024 Thana- GHATHO District- Samastipur

Prakash Kumar Mahto @ Prakash Kumar @ Prakash Mahto @ Prakash Son
of Devanand Mahto Resident of Village- Bahadurpur Armauli, P.S.- Ghatho,
District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mahendra Pratap

For the Opposite Party/s : Mr.Pradeep Narain Kumar

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

ORAL ORDER

2 28-03-2025 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 Ghatho P.S. Case No. 62/2024 dated 01.10.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 247.5 litres of illicit foreign liquor was recovered from the bush of Bhairwa Chauri garden.

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 recovery is made from an open



place which is accessible to anyone. The petitioner has no concern with the alleged recovery. The petitioner has two antecedents and he is on bail in one case as stated in para 3 of the bail petition. The petitioner is in custody since 21.12.2024.

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, Samastipur in connection with Ghatho P.S. Case No. 62/2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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