

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30953 of 2025

Arising Out of PS. Case No.-27 Year-2025 Thana- PARBATTa District- Khagaria

Omji @ Ulla Son of Late Birendra Ray Resident of village - Khajraitha, P.S.-
Parbatta (Bharatkhand), District - Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Sharda Kumari, APP

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

ORAL ORDER

2 13-05-2025 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 Parbatta P.S. Case No. 27 of 2025 dated 22.01.2025 registered for the offences punishable u/s 61(2) of B.N.S. and Sections 30(a), 41(1) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 3072.6 litres of illicit foreign liquor was recovered from the container.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The apprehended person disclosed the name of the petitioner and the co-accused person. The petitioner is not the



owner of the seized container. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 09.02.2025. The co-accused person has already been granted anticipatory bail by this Court vide order dated 07.05.2025 passed in Cr. Misc. No. 28690 of 2025.

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, Khagaria in connection with Parbatta P.S. Case No. 27 of 2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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