

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57398 of 2025

Arising Out of PS. Case No.-213 Year-2025 Thana- PARIHAR District- Sitamarhi

Om Prakash Kumar S/o Late Brijkishore Ray R/o Village- Bariyarpur, P.S.-
Sitamarhi, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate
For the Opposite Party/s : Mr. Madhura Nand Jha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 03-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 108 litres of illicit
liquor was recovered from a *Tempo* bearing Reg. No. BR30-PA-
5834 in which petitioner was driver.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Further submission is that on the alleged date of
occurrence, petitioner was only passing through near the vehicle
in question from which, illicit liquor was recovered, and on the
basis of suspicion, he was arrested. Petitioner is neither the
owner nor the driver of the seized vehicle. Petitioner has no



concern with the seized illicit liquor. Nothing has been recovered from the conscious possession of the petitioner. The charge-sheet has been submitted in this case. Petitioner has clean antecedent and there is no chance of his absconding or tampering with the evidence. Petitioner is in custody since 24.06.2025 and he undertakes to cooperate in the trial.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-I, Sitamarhi in connection with Parihar P.S. Case No.213 of 2025.

(Sunil Dutta Mishra, J)

utkarsh/-

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

