

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.3320 of 2017

Arising Out of PS.Case No. -86 Year- 2016 Thana -DUMRIAGHAT District-
EASTCHAMPARAN(MOTIHARI)

=====

Madan Sahani, Son of Sri Jagdish Sahani, resident of Village- Khurd
Barharawa, P.S.- Dumariaghat, District- East Champaran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 20-02-2017

Heard learned counsel for the petitioner and learned

counsel representing the State.

The petitioner seeks bail in connection with Dumariaghat
P.S. Case No. 86 of 2016 registered for the offences punishable
under Sections 272, 273, 120B of the Indian Penal Code and
Sections 47A, 53 (c) of Bihar Excise (Amendment) Act, 2016.

Allegedly, four liter country made liquor was recovered
from possession of co-accused Sathu Ram and he disclosed that he
along with Madan Sahani (petitioner) and Shivmangal Ram are
indulged in dealing with illicit liquor.

Submission is of false implication and that nothing has
been recovered from possession of the petitioner, without any fault
he is suffering in custody since 23.08.2016 and Sathu Ram has
already been allowed bail vide Cr. Misc. No. 55389 of 2016 to



which the learned APP does not oppose.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Ist Additional Chief Judicial Magistrate, Motihari, East Champaran in connection with Dumariaghat P.S. Case No. 86 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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