

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.25914 of 2018**

Arising Out of PS.Case No. -48 Year- 2018 Thana -DUMRIAGHAT District-  
EASTCHAMPARAN(MOTIHARI)

- =====
1. Ravindra Sahani, S/o Agan Sahani @ Sudarshan Sahani,
  2. Chhotelal Sahani S/o Late Chanan Sahani, Both R/o Vill.- Semuapur,  
P.S.- Dumariyaghat, District- East Champaran.

.... .... Petitioners

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioners : Mr. Umesh Chandra Verma, Advocate.

For the State : Mr. C. Jawahar, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**

**ORAL ORDER**

2      30-04-2018      Heard learned counsel for the petitioners and learned  
counsel for the State.

The petitioners are apprehending their arrest in a case  
for the offence registered under Sections 272, 273/34 of the Indian  
Penal Code and 30(a) of the Bihar Prohibition and Excise Act,  
2016.

The prosecution story, in brief, is that total 15 liters  
Chuali liquor wine is said to have been recovered.

It has been submitted by learned counsel for the  
petitioners that the petitioners have got no criminal antecedent.  
There is no allegation of tampering with the witnesses alleged  
against the petitioners. The petitioners have falsely been  
implicated in the present case. It is alleged that total 15 liters



liquor is recovered from a Boat in question. The Boat in question does not belong to the petitioner. Except for this, there is no other substantive evidence to suggest the implication of the petitioners in this case. Nothing incriminating has been recovered from the conscious possession of the petitioners. The petitioners had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned 4<sup>th</sup> Additional Sessions Judge-cum-Special Judge, Excise, East Champaran, Motihari, in connection with Dumariyaghat P.S. Case No. 48 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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**(Sudhir Singh, J)**