

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71655 of 2019

Arising Out of PS. Case No.-140 Year-2019 Thana- TARIYANI CHOWK District- Sheohar

SRI SAHANI @ SRI RAM KUMAR Son of Sukhari Sahani Resident of
Village - Kushahar, P.S.- Triyani, District- Sheohar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate
For the Opposite Party/s : Mr. Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 11-12-2019 Heard the learned counsel for the petitioner and
the State.

The petitioner seeks bail in connection with
Tariyani P.S. Case No. 140 of 2019 dated 21.07.2019
instituted for the offence under Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

It appears that 136 litres of liquor has been
recovered from the cattle house of the petitioner.

It has been submitted that the cattle house is
used by the community at large and is accessible to all
and sundry. Thus, even if the allegation is accepted to
be true, the petitioner cannot be said to be in
constructive possession of the liquor which is said to
have been recovered.

Considering the fact that the petitioner is in



custody since 23.09.2019, he is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-cum-Special Judge Ist, Sheohar in connection with Tariyani P.S. Case No. 140 of 2019.

(Ashutosh Kumar, J)

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