

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19939 of 2020

Arising Out of PS. Case No.-61 Year-2020 Thana- BOCHAHAN District- Muzaffarpur

Ritlal Sahani, Aged about 40 years, Male, Son of Kamleshwar Sahani,
Resident of Village Chintamanipur, P.S. Vaishali, District Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh, Advocate

For the Opposite Party/s : Mr. B.N. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 18-08-2020 Heard Mr. Radha Mohan Singh, the learned counsel

appearing on behalf of the petitioner and Mr. B.N. Pandey, the

learned Additional P.P.

The petitioner seeks bail in Bochahan P.S. Case No.61
of 2020, registered under Sections 272, 273 of the Indian Penal
Code and under Sections 30(a) and 32(ii) of the Bihar
Prohibition and Excise Act.

Mr. Radha Mohan Singh, the learned counsel for the
petitioner submits that the petitioner and Prakash Kumar were
apprehended on the allegation that they were carrying a truck
bearing Registration No.RJ05GA-2727. Petitioner is the driver
of the vehicle and Prakash Kumar disclosed that he is the
cleaner of the vehicle. It is submitted that 2172 litres of beer and
1341 litres of Indian made foreign liquor was recovered from



the truck. The petitioner disclosed the names of the persons at whose instance the consignment was carried. The petitioner is in jail since 27.02.2020. Prakash Kumar, the cleaner of the truck has already been enlarged on bail. The petitioner also deserves bail, but it appears that it was the petitioner who was the driver of the vehicle and it was he who was carrying huge quantity of beer and Indian made foreign liquor.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected.

The petitioner, if so advised, may renew his prayer for bail after remaining one year in custody.

(Prabhat Kumar Jha, J)

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