

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86322 of 2019

Arising Out of PS. Case No.-566 Year-2018 Thana- BAHERA District- Darbhanga

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UMESH SAHNI, Male, aged about 42 years, Son of Sita Ram Sahni, R/o
Village- Dome Dhuriya, P.S.- Keoti, Distt- Darbhanga.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Adv.

For the Opposite Party/s : Mr. Harendra Prasad (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 17-01-2020 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in a case
registered for the offences punishable under Section 30(a),
32(iii) and 41 (i) of the Bihar Prohibition and Excise Act.

Allegation is recovery of 1476 liters of Nepali
liquor from the Pick-up van of which petitioner is the owner.

It has been submitted on behalf of the petitioner
that he is innocent and was not aware that illicit liquor is being
transported in his van which was being done without his
knowledge or consent. Petitioner is in custody since 21.11.2019.

Considering the aforesaid facts and circumstances
of the case, let the petitioner named above be released on bail
upon furnishing bail bond of Rs. 20,000/- (twenty thousand)



with two sureties of the like amount each to the satisfaction of
learned 2nd Additional Sessions Judge-cum-Special Judge
(Excise) Darbhanga, in connection with Bahera P.S. Case No.
566 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bonds.

(S. Kumar, J)

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