

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31137 of 2021**

Arising Out of PS. Case No.-70 Year-2019 Thana- SAHEBGANJ District- Muzaffarpur

Niraj Sahani Son of Fulena Sahani @ Filena Chaudhary Resident of Village -
Chhota Bariyarpur, Hawaiadda, P.S. - Chhatauni, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priyesh Kumar, Advocate
For the Opposite Party/s : Mr. APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 25-11-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Sahebganj P.S. Case No. 70 of 2019 instituted for the offences
under Sections 272, 273 and 120(B) of the Indian Penal Code
read with Sections 30(a), g, 33, 34(b) 35(a), 36, 41 (a) (2) of the
Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is in custody since 20.02.2021 and charge-sheet has
been submitted in the case.

Learned counsel for the petitioner submits that
allegation in the F.I.R. is that 1292.860 litres of Indian made
foreign liquor, 300 litres spirit apart from some articles used for
preparing liquor were recovered from the hut of one Mukesh



Sahani.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and nothing has been recovered from his possession.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 20.02.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand only) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Muzaffarpur in connection with Sahebganj P.S. Case No. 70 of 2019 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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