

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45901 of 2021

Arising Out of PS. Case No.-4 Year-2021 Thana- MOTIPUR District- Muzaffarpur

RAMESH SAHNI Son of Shankar Sahni Resident of Village - Gehua Chak,
P.S.- Motipur, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 20-12-2021 Heard learned counsel for the parties.

Let the defect(s), if any, be removed within four weeks after complete start of the physical Court.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 30(a) and 41(1)(2) of the Bihar Prohibition and Excise Act.

From the house of the petitioner, liquor was recovered. Two persons are accused in this case. The petitioner and one Dashrath Sahni, son of Late Ramadhar Sahni.

Submission is that, evidently, the house is occupied by the joint family, hence, it is not a case of recovery from conscious possession of the petitioner. Petitioner has got no criminal antecedent.

Considering the submission aforesaid, let the petitioner, above named, in the event of his arrest or surrender



before the learned Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Motipur Police Station Case No. 04 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of territorial jurisdiction of the learned court below.

(Birendra Kumar, J)

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