

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51983 of 2021

Arising Out of PS. Case No.-234 Year-2021 Thana- SARAIYA District- Muzaffarpur

RAM NARESH SAHANI Son of Late Shivjee Sahani Resident of Village-
Mahmadpur Khaje Tola, Chainpur, P.S.- Karja, District- Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Mr.Sanjay Kumar Sharma

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 30-11-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 272, 273/34 of the Indian Penal Code under Section 30 (a) of the Bihar Prohibition & Excise Act. .

As per the prosecution case, 100 liter of country made liquor has been recovered from a tempo of which this petitioner is owner.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner as owner of the vehicle was not aware of the fact that vehicle in question was



used by the driver for transporting illicit liquor. Petitioner claims clean antecedent and is in custody since 10.07.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Muzaffarpur in connection with Saraiya PS case No.234/2021.

(Prabhat Kumar Singh, J)

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