

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13559 of 2022

Arising Out of PS. Case No.-972 Year-2020 Thana- MADHAURAH District- Saran

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Mukesh Sahni @ Munna Sahni Son of Upendra Sahni @ Upendra Kumar Sahni Resident of Village- Baniya Hasanpur, P.S.- Taraiya, District- Saran at Chapra- 841424.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kishore Thakur

For the Opposite Party/s : Mr.Akbar Ali

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 10-05-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Marhowrah P.S. Case No.
972 of 2020, registered for the offence punishable punishable
under Section 30, 30(a) of the Bihar Prohibition and Excise Act,
2018.

35 litres of spirit has been recovered from motorcycle
of this petitioner.

It is submitted that no recovery has been made from
conscious possession of this petitioner. Motorcycle in question
does not belong to this petitioner and petitioner has got no
concern with the seized liquor. Petitioner is in custody since
14.09.2021. Investigation is complete.



Learned APP however vehemently opposed the prayer for bail and submitted that petitioner has got criminal antecedent of similar nature.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

However, once charge is framed and trial commences, the petitioner shall be released on bail by the learned trial court on its own satisfaction and on the condition that petitioner will cooperate in disposal of trial and appear before the court, as and when required.

With above observation, the petition stands disposed of.

(Prabhat Kumar Singh, J)

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