

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13353 of 2022**

Arising Out of PS. Case No.-211 Year-2020 Thana- SUPPI District- Sitamarhi

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RANJIT SAHNI @ RANJIT KUMAR SON OF SHATRUGHAN SAHNI
R/O VILLAGE- RAMNAGARA, P.S.- SUPPI, DISTRICT- SITAMARHI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER**

3 24-06-2022 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Suppi P.S.
Case No. 211 of 2020 registered for the offence under Sections
272 and 273 of the IPC and Section 30(a) of the Bihar
Prohibition and Excise Act, 2018.

The accused/petitioner is named in the F.I.R. and is in
custody since 24.09.2021.

The allegation against the petitioner is to be engaged
in illegal trade of illicit liquor and to have in possession of 639
litres of illicit liquor.

Learned counsel appearing on behalf of the petitioner



submitted that the alleged recovery of illicit liquor has been made from the open place i.e. bank of Bagmati river and the same has not been recovered from the conscious physical possession of the petitioner. It has further been submitted that the petitioner is a man of clean antecedent. While concluding the argument, it has been submitted that investigation of this case has been completed for which charge-sheet has already been submitted in this case, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded the fact that alleged recovery has been made from the open place.

Considering the facts and circumstances as mentioned above, as recovery is not made from the conscious physical possession of the petitioner, who is man of clean antecedent coupled with the fact that charge-sheet has already been submitted in this case, let the petitioner, above named, is directed to be released on bail in connection with Suppi P.S. Case No. 211 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court – I, Sitamarhi, subject to the following conditions:



“(i) Accused/Petitioner shall cooperate in the trial and shall be physically present on each and every date before the Trial Court till conclusion of the trial and exemption from physical appearance be allowed by the Trial Court, only on medical ground of the petitioner duly supported by the documents.

(iii) That one of the bailors shall be Shatrughan Sahni, who is the father of the petitioner and deponent of the present bail petition.”

(Chandra Shekhar Jha, J)

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