

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36399 of 2021

Arising Out of PS. Case No.-158 Year-2021 Thana- GAIGHAT District- Muzaffarpur

UMESH SAHNI Son of Garbhu Sahni Resident of Village - Dhobauli
Lakhmi, P.S.- Gaighat, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Advocate

For the Opposite Party/s : Mr. Binod Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 06-01-2022 Heard Mr. Ravi Ranjan, learned counsel for the
petitioner and Mr. Binod Kumar, learned Additional Public
Prosecutor appearing for the State through video conferencing.

Petitioner seeks regular bail in connection with
Gaighat P.S. Case No. 158 of 2021 registered for the offence
punishable under Sections 272, 273 of the Indian Penal Code
1860, Sections 30(a) and 36 of the Bihar Prohibition and Excise
Act, 2016.

A total quantity of 2.5 litres of illicit country made
liquor along with 30 litres of fermented *Mahua* and jaggery
were recovered from a ditch near the bathroom of the petitioner.

Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case with oblique



motive. He further submits that the petitioner is in custody since 15.4.2021, charge sheet has already been submitted and there is no likelihood that the petitioner will abscond or tamper with the evidence.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that the petitioner is in custody since 15.4.2021 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur, in connection with Gaighat P.S. Case No. 158 of 2021.

It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J)

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