

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49589 of 2022

Arising Out of PS. Case No.-153 Year-2019 Thana- SIMRI District- Darbhanga

Suresh Sahani S/o Late Chetar Sahani @ Chetram Sahani Resident of Village-
Jalwar, P.S.- Simri, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Jha, Adv.

For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 18-11-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
Simri P.S. Case No. 153 of 2019 lodged under Sections 420,
467, 120(B) of the I.P.C. read with Sections 30(a), 38(i) and
41(i) of Bihar Prohibition and Excise Act.

As per the prosecution case, the total recovery of
358.500 litre of wine is alleged to be made from one Scorpio
vehicle.

Learned counsel for the petitioner submits that
petitioner is neither driver nor owner of the said vehicle. He has
also not apprehended from the place of occurrence that is from

scorpio car. Learned counsel submits that his name has figured in this case by the disclosure made by the villagers. Learned counsel submits that his antecedent is clean and he is in custody since 27.05.2022.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge (Excise)- II, Darbhanga in connection with Simri P.S. Case No. 153 of 2019, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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