

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29509 of 2023

Arising Out of PS. Case No.-58 Year-2023 Thana- KALUAHI District- Madhubani

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Mukesh Sahni Son Of Yogendra @ Yogi Sahni Resident of Village - Usgahi,
P.S. - Deodha, District – Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Adv.
For the Opposite Party/s : Mr. Suresh Pd. Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 18-05-2023 1. Heard learned counsel for the petitioner and
the learned APP for the State.

2. Petitioner seeks regular bail in connection with
Kaluahi P.S. Case No. 58 of 2023 dated 23.03.2023
registered for the offences punishable under Sections 272
and 273/34 of the Indian Penal Code and Section 30(a) of
Bihar Prohibition and Excise Act.

3. The main submissions advanced by learned
counsel for the petitioner are that the instant matter relates
to the recovery of 360 litres of country made *Nepali*
Saurabh Soffee liquor and the same is stated to have been
recovered from a car (*Maruti Suzuki*) and as per the
allegation, two persons sitting in the said car at the time of



raid made an attempt to flee but on chase one of them was apprehended by the police and the said person is stated to be the petitioner but in actual, the petitioner has falsely been roped in this case and he has been arrested on suspicion and the alleged liquor was not recovered from his conscious possession and he has fair and clean antecedent. Further submissions are that the petitioner is a young person and against him, the investigation has been completed and as per the FIR, the alleged seized car and liquor belong to other co-accused namely *Vijay Sahni* and the petitioner has no concern with the seized vehicle and liquor.

4. Per Contra, the learned APP for the State has vehemently opposed the prayer for bail.

5. Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record and also the completion of investigation against the petitioner, I deem it fit and proper to admit the petitioner to the privilege of bail.

6. Accordingly, let the petitioner named-above be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten



Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Kaluahi P.S. Case No. 58 of 2023.

(Shailendra Singh, J)

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