

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34755 of 2023

Arising Out of PS. Case No.-89 Year-2023 Thana- DUMARIAGHAT District- East
Champaran

NAWAL SAHANI Son of Mayan Sahani @ Maina Sahani Resident of village
- Kateya Tola, P.S. - Mahamadpur, Dist. - East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar
For the Opposite Party/s : Mr.Shyam Bihari Singh

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Dumariyaghat P.S. Case No.
89 of 2023 dated 28.3.2023 registered for the offences
punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, recovery is of total
54.090 litres of liquor from the motorcycle of the petitioner.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this



case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 29.3.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Motihari, East Champaran in connection with Dumariyaghat P.S. Case No. 89 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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