

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42104 of 2023

Arising Out of PS. Case No.-191 Year-2023 Thana- GORAUL District- Vaishali

BISHUNDEO SAHANI @ VISHUNDEV SAHANI son of Bhadai Sahani
Village- Rasulpur Fatah Ps- Goraul Kathara OP dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aniket Singh

For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

As per prosecution case, there has been recovery of 10
liters of illegal country-made liquor from a plastic gallon, which
was kept in wooden *Gumti*.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized liquor. No incriminating article has been
recovered from the conscious possession of the petitioner. The
provision of Section 100 of the Cr.P.C. has not followed in this



case, while preparing the seizure list. He is languishing in judicial custody since 15.05.2023.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court concerned in connection with Goraul P.S. Case No. 191 of 2023.

(Sunil Kumar Panwar, J)

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