

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.550 of 2023

Arising Out of PS. Case No.-60 Year-2022 Thana- KHIRHAR District- Madhubani

Mohan Kumar Sahni Son Of Shibji Sahani R/V- Sathgow Madhubani Tol,
P.S- Harlakhi Dist- Madhubani

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ravi Prakash Mr. Gagan Deo Yadav Mr. Rajesh Kumar
For the Opposite Party/s :		Mr.Renu Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-03-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for bail in a case registered for the offence punishable under sections 272, 273/34 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 89.7 litres of Nepali liquor from a Motorcycle.

It is submitted by learned counsel for the petitioner that nothing incriminating has been recovered from the conscious possession of the petitioner.



Petitioner has no concern either with the alleged motorcycle or with the seized illicit liquor. Moreover, he is languishing in judicial custody since 20.09.2022.

Learned A.P.P. appearing on behalf of the State vehemently opposed the prayer of petitioner and submitted that petitioner was apprehended on the spot.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are 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 Additional Sessions Judge II-cum-Special Judge, Excise Act, Madhubani in connection with Khirhar P.S. Case No. 60 of 2022.

The petitioner is directed to deposit a sum of Rs. 5,000/-(Rupees Five Thousands) in the concerned District Legal Services Authority.

The bail bond of the petitioner shall be accepted



by the learned Court below on showing receipt of deposit
of Rs. 5,000/-(Rupees Five Thousands) in District Legal
Services Authority of concerned District.

(Sunil Kumar Panwar, J)

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