

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38925 of 2024**

Arising Out of PS. Case No.-38 Year-2011 Thana- GOVERNMENT OFFICIAL COMP.  
District- Darbhanga

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Mohan Sahani son of Laxmi Sahani Village- Nehra Ps- Manigachhi Nehra OP  
dist- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner : Mr. Nilendu Kumar Choudhary, Advocate  
For the Opposite Party : Mr. Khurshid Anwar, APP

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

ORAL ORDER

3      25-07-2024                      Heard learned counsel for the petitioner and learned  
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with G.O. Excise Case No. 38 of 2011 dated 27.07.2011 registered for the offences punishable u/ss 47(a), (f) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 800 litres of illicit country made liquor was recovered from the house of the petitioner and the co-accused person.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged



recovery. Nothing has been recovered from the conscious possession of the petitioner. The other co-accused person has already been granted bail by this court *vide* order dated 20.06.2024 passed in Cr. Misc. No. 42374/2024. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 23.02.2024.

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

6. 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, Darbhanga in connection with G.O. Excise Case No. 38 of 2011, G.O. 1136 of 2017.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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