

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.43552 of 2024**

Arising Out of PS. Case No.-137 Year-2024 Thana- PARSA District- Saran

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1. Bala Sahni Son Of Jalandhar Sahani Village- Murahiya, P.S.- Parsa, Distt.- Saran At Present Village- Murahiya, P.S.- Maker, Distt.- Saran @ Chapra
  2. Baliram Sahni Son Of Birendra Sahani @ Bijendra Sahani Village- Sonpur Sabaish, P.S.- Sonpur, Distt.- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Yogendra Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      24-06-2024                      Heard learned counsel for the petitioners and  
learned APP for the State.

2. The petitioners seek bail in Parsa P.S. Case No. 137 of 2024, instituted for the offences punishable under Sections 30(a), 32(3) and 41 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 1250 liters liquor was recovered from boat and the petitioners were apprehended on spot.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material have been recovered from the conscious possession of the petitioners. The petitioners



have got no concern with the alleged recovery of liquor. It is further submitted that the petitioners are not the owner of the boat in question. The petitioners are in custody since 26.04.2024 and have got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Parsa P.S. Case No. 137 of 2024.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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