

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.52149 of 2024**

Arising Out of PS. Case No.-66 Year-2024 Thana- PHENHARA District- East Champaran

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Raja Sahani @ Raja Kumar Sahni Son of Late Ram Lochan Sahni Resident of  
Mankarwa, Ward No. 1, P.S.- Phenhara, District-East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pritish Ranjan, Advocate

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur, APP

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**

ORAL ORDER

- 2      20-07-2024                      1.    Heard learned counsel for the petitioner as well as  
learned APP for the State.
2.    The petitioner seeks bail in anticipation of his  
arrest in a case registered for the offences punishable under  
Sections 272, 273 of the IPC and Section 30(a) of the Bihar  
Prohibition and Excise Act, 2018 in connection with Phenhara  
P.S. Case No.66 of 2024.
3.    The learned counsel for the petitioner submits that  
the petitioner has antecedent of one case and allegation is of  
recovery of 273.3 liters of liquor from mango orchard.
4.    It is next submitted that petitioner was not arrested



from the spot as such nothing was recovered from his conscious possession and even alleged recovery is from a place which is accessible to public at large and does not belong to the petitioner and he came to be implicated at the instance of 'Chowkidar' with whom he is on inimical term.

5. The learned APP for the State opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.5000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.3, East Champaran in connection with Phenhara P.S. Case No.66 of 2024, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is found that petitioner has antecedent of more than one case, in that event, the present anticipatory bail order shall not be given



effect.

8. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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