

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62326 of 2024

Arising Out of PS. Case No.-73 Year-2024 Thana- GORAU District- Vaishali

Manish Kumar Sahni @ Manish Kumar Son of Rajgir Sahni @ Rajgeer Sahni
R/O Vill.- Rasulpur Daud, P.S.- Goraul (Kathara O.P.), District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-09-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in a case registered for the offences punishable under Sections 419, 420, 34 of the IPC and Section 30(a), 32(i)(ii), 41(i) of the Bihar Prohibition and Excise Act in connection with Goraul (Kathara O.P.) P.S. Case No.73 of 2024.

3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and allegation is of recovery of 1301.625 liters of liquor from a pickup van.

4. It is next submitted that petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and is neither the owner nor the driver of the seized vehicle and he came to be implicated based on confessional statement of apprehended accused in police custody which does



not have any evidentiary value and is in custody since 02.08.2024.

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

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named 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.1-cum-Additional District and Sessions Judge, Vaishali at Hajipur in connection with Goraul (Kathara O.P.) P.S. Case No.73 of 2024.

7. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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