

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86283 of 2024

Arising Out of PS. Case No.-247 Year-2024 Thana- PATAHI District- East Champaran

Raja Sahani @ Raja Babu S/O Lakhindra Sahani @ Lakhindra Sahani
Resident of Village- Amaraviya , P.S. Patahi , District- East Champaran
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

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

ORAL ORDER

2 18-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Patahi
PS Case No. 247 of 2024 instituted for the offences under
Sections 274, 275 of B.N.S and 30(a) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that total 322.500
Nepali country made liquor was recovered from orchard.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted
that local chowkidar disclosed the name of the petitioner. It is



also submitted that recovery is made from an open place which is accessible to one and all. The petitioner is in custody since 28.10.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

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

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Patahi PS Case No. 247 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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