

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.970 of 2025

Arising Out of PS. Case No.-116 Year-2024 Thana- Raghunathpur District- East Champaran

Vishal Sahani Son of Daroga Sahani, Resident of village - Raghunathpur, PS-
Raghunathpur, Dist- East champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 05-02-2025 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Raghunathpur P.S.Case No.116 of 2024, registered for the offence(s) punishable under Sections Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the FIR, altogether 25 litres of foreign liquor has been recovered from opposite side of the house of the petitioner.

4. It is submitted by the learned counsel appearing on behalf of the petitioner that nothing has been recovered from the conscious possession of the petitioner and the recovery is from public place, which is easily accessible to anyone.

5. Learned counsel further informs that the petitioner voluntarily desires to deposit a sum of Rs. 1,00,000.00 (Rupees



One Lac) in the Account of Patna High Court Advocates' Association.

6. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner and submitted that the petitioner has criminal antecedent of three cases for the offence committed under Bihar Prohibition and Excise Act.

7. Having considered the rival submissions made on behalf of the parties, as well as, considering the undertaking of the petitioner that he is ready to donate a sum of Rs.1,00,000/- in the Charity, the petitioner, above named, is directed to be released on bail, in the event of his arrest or surrender before the learned District Court within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Court No.1, Motihari, East Champaran/concerned court, in connection with Raghunathpur P.S.Case No.116 of 2024, subject to the condition as laid down under Section 482 (2) of the Special Judge, Excise Court No.1.

(Purnendu Singh, J)

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