

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6929 of 2025

Arising Out of PS. Case No.-254 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

Shiv Narayan Sahni S/O Jogi Sahni @ Yogeshwar Sahni R/O Village-
Sakardihar, P.S- Hasanpur, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mirityunjay Kumar, Advocate
For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 19-02-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Samastipur Excise P.S. Case No.254 of 2020, registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

3. As per prosecution, the FIR has been lodged against the petitioner from whose possession 5 liters of country-made liquor alleged to have been recovered.

4. Learned Counsel for the petitioner submits that the petitioner has unnecessarily been made accused in this case at the instance of the police. He submits that petitioner is not residing in the locality and in the year 2019-20 there were two



criminal cases have been filed against him and thereafter the petitioner left the house and started living outside.

5. Learned Counsel for the State opposes the prayer for anticipatory bail and submits that it is true that small quantity of liquor has been recovered, but antecedent of the petitioner is not clean.

6. Considering the fact that the petitioner has been shown absconder, this Court is not inclined to grant anticipatory bail. Hence, the prayer for anticipatory bail is refused. However, liberty is hereby granted to the petitioner that in case he surrenders before the Trial Court, within four weeks from today, then in that case the Trial Court after verifying that he is not absconding in those cases pending against him shall release on bail with his own condition so that he may not evade his appearance in trial. It is made clear that his surrender-cum-regular bail application shall be disposed of within same day without being prejudiced by the order of this Court.

(Dr. Anshuman, J)

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