

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27125 of 2025

Arising Out of PS. Case No.-92 Year-2024 Thana- EXCISE PATORI District- Samastipur

Santosh Sahni S/o Nathuni Sahni Resident of Village- Vikrampur, Sarangpur,
P.S.- Sarairanjan, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Roy, Advocate.

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 07-05-2025 Heard Mr. Surya Narayan Roy, learned counsel
appearing on behalf of the petitioner and Mr. Arun Kumar,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Patori Excise P.S. Case No. 92 of 2024 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act. .

3. Allegation is of recovery of 15 litres of country
made liquor from co-accused Mukesh Kumar who was
apprehended on the spot with the motorcycle bearing
Registration No. BR 33AZ9442.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner has been falsely implicated
in the case due to local village politics. Petitioner is the owner



of the motorcycle in question, but the said motorcycle was being driven by co-accused Mukesh Kumar from whom liquor was allegedly recovered. Nothing has been recovered from the possession of the petitioner. He has no concern either with the seized liquor or trade of liquor in any manner. The petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made against the petitioner and the fact that the alleged motorcycle of which the petitioner is said to be the owner is being driven by the co-accused Mukesh Kumar from whom liquor was recovered, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-II, Samastipur in connection with Patori Excise P.S. Case No. 92 of 2024, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner



is involved in some other cases as what has been stated in Para-
3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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