

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28080 of 2025

Arising Out of PS. Case No.-59 Year-2023 Thana- JAYNAGAR District- Madhubani

Sanjay Kumar Sah S/o Jagdev Sah Resident of Village- Jaynagar, Ward No.-
09, P.S.- Jaynagar, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 07-05-2025 Heard Mr. Shailendra Kumar Jha, learned counsel
appearing on behalf of the petitioner and Ms. Asha Kumari,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Jaynagar P.S. Case No. 59 of 2023 registered for the
offence punishable under Sections 272, 273, 414/32 of the
Indian Penal Code and Sections 30(a) and 41 of the Bihar
Prohibition and Excise Act.

3. As per the allegation made in the FIR, 49.04 litres
of illicit liquor was recovered from from a motorcycle bearing
Registration No. BR 32 Z 4143.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and he has been



falsely implicated in the case. He has no concern either with the seized liquor or trade of liquor in any manner. The recovery was made from a motorcycle bearing Registration No. BR 32 Z 4143 and petitioner is the owner of the said motorcycle however nothing was recovered from the conscious possession of the petitioner. The petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

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

6. Considering the nature of allegation made against the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani/successor court in connection with Jaynagar P.S. Case No. 59 of 2023, subject to the condition as laid down under Section 482(2) of the BNSS.

7. The learned 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.**

(Purnendu Singh, J)

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