

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29067 of 2025

Arising Out of PS. Case No.-1161 Year-2023 Thana- TURKAULIYA District- East
Champaran

Satish Sahani Son of Ramadhar Sahani Resident of Village - Bhalua
Raghunathpur, P.S.- Raghunathpur, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prateek Tandon, Adv.
For the Opposite Party/s : Mr.Choubey Jawahar, APP

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

ORAL ORDER

2 07-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Turkauliya P.S. Case No. 1161 of 2023 instituted for the
offences under Sections 272, 273 of the Indian Penal Code
and Section 30(a), 41(1) of the Bihar Prohibition and Excise
Act, 2022.

3. As per prosecution case, the police has recovered
total 68.100 liters of illicit Nepali liquor from the Mango
orchard.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence as



alleged against him and has falsely been implicated in the present case. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner was not apprehended on the spot and his name has transpired in this case on the basis of the disclosures made by the local people. The petitioner has no concern with the seized liquor. The alleged recovery of illicit liquor has been made from an open place which is accessible to one and all. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has one criminal antecedent and is languishing in judicial custody since 27.02.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail



on furnishing bail bonds of Rs.10,000/- (Ten thousand) with
two sureties of the like amount each to the satisfaction of
Court below/concerned Court in connection with Turkauliya
P.S. Case No. 1161 of 2023.

(Rudra Prakash Mishra, J)

rishi/-

U		T	
---	--	---	--

