

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35327 of 2025

Arising Out of PS. Case No.-223 Year-2024 Thana- LAKHAURA District- East Champaran

1. Madan Sahani @ Madan Prasad S/o Ramshray Sahani Resident of Village - Jhitkahiya, P.S.- Lakhaura, Distt.- East Champaran
2. Pawan Sahani @ Pawan Kumar S/o Madan Sahani Resident of Village - Jhitkahiya, P.S.- Lakhaura, Distt.- East Champaran
3. Rita Devi W/o Sunil Sahani Resident of Village - Jhitkahiya, P.S.- Lakhaura, Distt.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramendra Kumar Bharti, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 25-06-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest in connection with Lakhaura P.S. Case No. 223 of 2024 instituted for the offences under Sections 30(a), 32, 41(i) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 30 litres of liquor has been recovered in this case.

4. Learned counsel for the petitioners submitted that the petitioners have falsely been implicated in the present case. The name of the petitioners has transpired in this case on the basis of disclosure made by the apprehended co-accused. The petitioners have got no concern with the alleged recovery of



liquor. Learned counsel further submitted that the recovery has been made from the house of the co-accused person. The petitioners have no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case, let the petitioners above named, in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Lakhaura P.S. Case No. 223 of 2024, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarika Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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