

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38891 of 2025

Arising Out of PS. Case No.-85 Year-2025 Thana- BANJARIA District- East Champaran

Rajesh Sahani S/o Late Nandu Sahani Resident of Village - Jhakhiya,
Nayakatola, P.S.-Banjariya, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar , Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 30-06-2025 Heard learned counsel for the petitioner and
the State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under section 30(a) of the Bihar
Prohibition and Excise Act.

3 . Prosecution case is that 30 liters country made
liquor was recovered from house of this petitioner.

4. Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has falsely been
implicated in this case . No incriminating material has been
recovered from the conscious possession of the petitioner and he
is no way connected with the aforesaid recovery .

5 . Learned counsel for the State submits that the
recovery has been made from the house of the petitioner. He



further submits that petitioner is not entitled to the privilege anticipatory bail in view of Full Bench decision of this Court rendered in the case of *Ram Vinay Yadav vs. The State of Bihar* reported in *2019(2) P.L.J.R. 1089 (F.B.)*.

6. Considering the aforesaid decision of this Court, this pre-arrest bail petition is rejected.

(Prabhat Kumar Singh, J)

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