

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45945 of 2025

Arising Out of PS. Case No.-414 Year-2024 Thana- BANJARIA District- East Champaran

Bhola Sahni S/o Bhagwan Sahni R/o Village-Jhakhiya, P.S.- Banjariya,
District-East Champaran

The State of Bihar Bihar

Versus

... .. Petitioner/s

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr.Usha Kumari
For the Opposite Party/s : Mr.Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 24-07-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Banjariya P.S. Case No. 414 of 2024 dated 15.12.2024 registered for the offences punishable under Sections 274, 275 of the B.N.S. and Sections 30(a) and 41 of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total 70 litres of illicit country made liquor is said to have been recovered from the ‘Nayaka Tola Temple’ which is situated at the bank of ‘Majhriya Man’ at Jhakhiya.

4. Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in the present case. It is further submitted that the alleged seized illegal liquor was recovered near the 'Nayaka Tola Mandir' and the petitioner has no concern with the alleged offence. No incriminating article has been recovered from his possession. There is no statutory compliance of Section 103 of the B.N.S.S, 2023. The petitioner has eight criminal antecedents as stated in paragraph no. 3 of the bail application. The petitioner is in custody in this case since 02.05.2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well the period of custody, let the above named petitioner, be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, East Champaran at Motihari in connection with Banjariya P.S. Case No. 414 of 2024, with following condition/s:-

(i). The petitioners are directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable



cause, the bail bonds of the petitioners are liable to cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

guddukr/-

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

