

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46030 of 2025

Arising Out of PS. Case No.-73 Year-2025 Thana- EXCISE MANJHAUL District- Begusarai

Misho Sahni S/o Late Balo Sahni R/o Village- Mahadev Sthan, P.S.- Cheria
Bariyarpur, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Braj Bhusan Poddar, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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

ORAL ORDER

2 17-07-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Manjhaul Excise PS Case No. 73 of 2025 instituted for the
offences under Section/s 30(a), 30(c) & 32(1) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that 110 liters
country made liquor was recovered from Kabila Chaur. It is also
alleged that 420 litres fermented country made liquor was
destroyed.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from



the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. It is submitted that recovery is from an open place, which is accessible to one and all. The petitioner is in custody since 16-06-2025 and has got one criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 2023.

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

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Manjhaul Excise PS Case No. 73 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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