

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57873 of 2025

Arising Out of PS. Case No.-62 Year-2023 Thana- TURKAULIYA District- East Champaran

Anil Sahani, S/o Upendra Sahani Resident of Village- Jhakhiya, 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. Dr.Mrityunjaya Kr. Gautam, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 17-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Turkauliya (Banjariya) P.S. Case No. 62 of 2023 for the offence
registered under Sections 272, 273, 34 of the IPC and Sections
30 (a), 32, 34, 36, 41(1), 44 and 45 of the Bihar Prohibition &
Excise Amendment Act.

3. As per the prosecution case, there is recovery of
290 litres of country made liquor along with other materials
used for making the illicit liquor from the bank of the river
Jhakhiya Chhat Ghat. It is alleged that the petitioner along with
six co-accused persons fled away from the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this



case on the basis of suspicion. He was neither arrested on the spot nor any incriminating material was recovered from the conscious possession of the petitioner. The place of recovery is an open place accessible to public at large. Petitioner has one criminal antecedent in which he is on bail. Charge-sheet has already been submitted and there is no likelihood of absconding of the petitioner or tampering with the evidence. Petitioner undertakes to co-operate in the trial of the case.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case, the submissions of learned counsel for the parties and period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned court concerned, East Champaran, Motihari, in connection with Turkauliya (Banjariya) P.S. Case No. 62 of 2023.

(Sunil Dutta Mishra, J)

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