

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61859 of 2025

Arising Out of PS. Case No.-253 Year-2022 Thana- ALAMGANJ District- Patna

Devraj Sahani @ Dev Raj Sahani @ Devraj Sahni Late Muneshwar Sahani @ Bhuneshwar Sahani Resident of Khanjaha Chowk, P.S. - Lalganj, District - Vaishali, at present - Alamganj Chowki, (Munni Devi ka Damad) Kedarnath Math, P.S. - Alamganj, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan, Adv.

For the Opposite Party/s : Mrs.Pushpa Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 22-09-2025 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Alamganj P.S. Case No. 253 of 2022, registered for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, police received information about petitioner, an accused in a number of cases registered under Excise Act, selling illicit liquor. A raid was conducted but the petitioner fled away from the spot leaving behind 19 litre country made *mahua* liquor.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has been



falsely implicated in this case. Learned counsel further submits that nothing incriminating has been recovered from person or possession of the petitioner. There is no material to show complicity of the petitioner in selling the illicit liquor. The petitioner is in custody since 27.02.2025 after he was remanded in this case from Alamganj P.S. Case No. 169 of 2025. The petitioner has eight criminal antecedents.

5. Learned A.P.P. appearing for the State opposes the submission made on behalf of the petitioner.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the fact that no recovery has been shown from the conscious possession of the petitioner and also considering the period of custody of the petitioner, the petitioner is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court of Excise, Patna City/concerned court, in connection with Alamganj P.S. Case No. 253 of 2022 subject to the condition laid down under Section 480(3) of the BNSS and other following conditions:

- (i) One of the bailors will be a close relative of the petitioner.



(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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