

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78367 of 2024

Arising Out of PS. Case No.-641 Year-2023 Thana- HARSIDHI District- East Champaran

Devendra Sahani Son of Yogendra Sahani Village- Panapur Kathaiya Ranjita
P.S.- Harsidhi District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Braj Kishore Pd., APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 07-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is in custody in a case under Sections
272 and 273 of the Indian Penal Code and Sections 30(a) of the
Bihar Prohibition and Excise (Amendment) Act, 2022.

As per allegation in the FIR, total 300 liters of Nepali
illicit liquor has been recovered from the house of co-accused
Shambhu Mahto.

Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He next
submits that he has not been arrested at the spot nor anything
has been recovered from his conscious possession of the
petitioner. He next submits that similarly situated co-accused



have been granted bail and anticipatory bail by this Court passed in Cr. Misc. No. 39617 of 2024 and 22232 of 2024. Petitioner is in custody since 30.03.2024.

Learned APP for the State opposes the prayer for regular bail of the petitioner.

In view of the fact that similarly situated co-accused persons have also been granted bail by this Court, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.01, East Champaran at Motihari in connection with Harsidhi P.S. Case No. 641 of 2023 (Trial No. 454(A) of 2024).

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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