

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83332 of 2025

Arising Out of PS. Case No.-134 Year-2025 Thana- MADHWAPUR District- Madhubani

Virendra Sahni @ Birendra Sahni, aged about 43 years, Male, Son of Sanichar Sahni Resident of Village- Bairwa Sahar, P.S.- Madhwapur, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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For the Petitioner/s : Ms.Kumari Pallavi, Advocate

For the Opposite Party/s : **Mr.Akshay Lal Pandit, APP**

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 17-12-2025 Heard Ms.Kumari Pallavi, learned counsel
appearing on behalf of the petitioner and Mr. Akshay Lal Pandit,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Madhwapur P.S. Case No. 134/2025 registered for the offence(s) punishable under Sections 274 and 275 of the BNS and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the FIR, 100.2 litres of illicit liquor was recovered from a motorcycle bearing Registration No.BR32AM-2665.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. Admittedly, at the time of



the alleged seizure and recovery of illicit liquor, petitioner was not present and he has been made accused in this case, being the owner of the vehicle in question, which was given by the petitioner to his son-in-law in good faith and the same was being driven by him at the time of said incidence and as such the petitioner had no idea that he was carrying liquor on the said motorcycle. Petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and also the fact that the petitioner has clean antecedent, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Concerned Court where the case is pending in connection with Madhwapur P.S. Case No. 134/2025, subject to the conditions as laid down under Section



482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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