

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84032 of 2025

Arising Out of PS. Case No.-77 Year-2022 Thana- AMNAUR District- Saran

Jay Dayal Sahani @ Jaydayal Sahani Son of Gatha Sahani @ Ghataha Sahani
@ Yogendra Sahni @ Jogendra Sahni Resident of Village- Chakki Sohagpur,
Ps- Paroo, Dist- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Mr.Braj Kishore Pd.(App)

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

ORAL ORDER

2 04-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Amnour P.S. Case No. 77 of 2022, instituted for the offences
punishable under Sections 272 and 273 of the I.P.C. and
Sections 30(a) and 30(c) of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that 430 liters of
country made liquor was recovered from wheat field.

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. Learned counsel



for the petitioner further submitted that the recovery has been made from open place, which is accessible to public at large. The name of the petitioner has been disclosed by local Chowkidar. The petitioner is in custody since 22.10.2025 and has got no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP 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. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Amnour P.S. Case No. 77 of 2022.

(Rudra Prakash Mishra, J)

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