

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50125 of 2026

Arising Out of PS. Case No.-181 Year-2026 Thana- TURKAULIYA District- East
Champaran

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Sunil sahani son of Jugal Sahani @ Jagul Sahani Resident Of Mohalla-
Gadariya (Raghunathpur), Ps- Raghunathpur, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Priyesh Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 29-07-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Turkauliya P.S. Case No. 181 of 2026 for the offence punishable under Sections 274, 275, 3(5) of the B.N.S., 2023 and Sections 30(a), 30(b), 32(2), 32(3), 33, 36, 41(1), 41(2) of the Bihar Prohibition and Excise Act.

3. As per the allegation, from the egg shop of co-accused Rakesh Kumar, altogether 1.280 litres of spirit was recovered.

4. Learned counsel for the petitioner has submitted that the petitioner has not been named in the FIR. It has further



been submitted that the name of the petitioner has transpired on the basis of confessional statement of co-accused Rupesh Kumar before police, while in police custody. Learned counsel for the petitioner has further submitted that the procedure prescribed under Section 103 of the B.N.S.S. has not been followed. It has further been submitted that nothing has been recovered from the conscious possession of the petitioner. It has further been submitted that although the petitioner is accused in four other cases of similar nature, but he is on bail in those cases.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioner.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances and nature of material against the petitioner, let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, 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 the learned Exclusive Special Excise Judge-1, East Champaran, Motihari, in connection with Turkauliya P.S. Case No. 181 of 2026, subject to the conditions as laid down under Section 482(2) of the Bhartiya Nagrik



Suraksha Sanhita.

8. This application stands allowed.

(Praveen Kumar, J)

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