

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11741 of 2018

Arising Out of PS.Case No. -491 Year- 2017 Thana -HARSIDHI District-
EASTCHAMPARAN(MOTIHARI)

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Brahmdeo Paswan, Son of Late Krit Paswan, resident of Village- Sareya
Khurd, P.S.- Harsidhi, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-02-2018 Heard the learned counsel for the petitioner and the

learned counsel for the State.

The petitioner seeks anticipatory bail in connection
with Harsidhi PS case no. 491 of 2017 registered for the offences
punishable under Sections 30(a) of the Bihar Prohibition and
Excise Act.

The allegation is regarding recovery of 36 liters of
illicit liquor from a motorcycle.

The learned counsel for the petitioner submits that
neither any recovery has been made from the conscious possession
of the petitioner nor the motorcycle belongs to the petitioner and
the petitioner is having a fair antecedent.

Considering the nature of accusation levelled against



the petitioner herein as also the fact that prima facie no case is made out under the provisions of the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail.

Accordingly, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 7th Additional Sessions Judge -cum- Special Judge, Excise Act, East Champaran, Motihari in connection with Harsidhi PS case no. 491 of 2017, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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