

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13001 of 2019

Arising Out of P.S. Case No.-157 Year-2018 Thana- BAKHTIYARPUR RAIL P.S. District-
Patna

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GORELAL PASWAN, aged about 35 years (male), Son of Bhagwan Paswan
R/o village- Mahmmadpur, P.S- Barh, District- Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kr Singh No.1, Advocate
For the Opposite Party/s : Mr.Bishweshwar Ram, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 06-03-2019 Heard the learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
31.12.2018 in connection with Special Case No.12371 of 2018
arising out of Rail P.S. Bakhtiyarpur (Barh) No.157 of 2018 for
the offence alleged under Section 30(a) of the Bihar Prohibition
Excise Act, 2016.

The prosecution case as lodged by the rail police
personnel is that the petitioner was apprehended with a bag
containing 14 liters of country made wine which was concealed
in a bag on his shoulder. Accordingly a seizure list was
prepared.

It has been submitted by the learned counsel for the



petitioner that he is innocent, bears no criminal antecedent and has been falsely implicated in the aforesaid case. Petitioner undertakes to cooperate in the investigation and not to induce witnesses or tamper with the prosecution evidence. He further submits that the petitioner has sufficiently been punished as he is languishing in judicial custody since more than two months.

However, learned APP for the State opposes the prayer for bail.

Considering the nature of allegations and the period of custody, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Special Case No.12371 of 2018 arising out of Rail P.S. Bakhtiyarpur (Barh) Case No.157 of 2018 to the satisfaction of learned Special Judge, Excise, Patna, subject to the conditions that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

B.Kr./-

(Nilu Agrawal, J)

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