

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45396 of 2019

Arising Out of PS. Case No.-42 Year-2019 Thana- KURSAILA District- Katihar

PINKU PASWAN, aged about 23 years, Male, S/O- Ramotar Paswan R/O-
Kursela Basti, P.S.- Kursela, Distt- Katihar ... Petitioner
Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Sanjeev Kumar Singh, Adv.
For the Opposite Party : Mr. Madhura Nand Jha, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 23-07-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Kursela P.S. Case No. 42 of 2019 for the offence alleged under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The accusation is that on receiving secret information
about keeping of the liquor in the house of Vijay Paswan by his
brother-in-law, Pinku Paswan (petitioner), informant and other
police personnel reached in village Kursela and on search of
house of Vijay Paswan, 48 bottles, each containing 750 ml
Indian made foreign liquor recovered. The neighbours disclosed
that Vijay Paswan used to reside at Punjab for earning
livelihood and his brother-in-law, Pinku Paswan, use the house
of Vijay Paswan.

The submission of the learned counsel for the



petitioner is that recovery of 48 bottles from the house of Vijay Paswan nor from the house of the petitioner. Mere on dirty village politics, the name of the petitioner disclosed. It is said that the bottles were kept in the house of the petitioner. Petitioner has no criminal antecedent.

Learned Additional Public Prosecutor for the State opposes the prayer for pre-arrest bail.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Kursela P.S. Case No. 42 of 2019 shall be released on pre-arrest bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Additional District Judge II-cum-Special Judge, Katihar, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

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