

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70706 of 2019

Arising Out of PS. Case No.-341 Year-2019 Thana- GAURICHAK District- Patna

GARIBAN PASWAN @ GARIVAN PASWAN Son of Late Rambabu Paswan
Resident of Village - Mahmada, P.S.- Gaurichak (Jaitiya) (Jaitia), Distt -
Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Geeta Kumari

For the Opposite Party/s : Mr. Amarendra Prasad

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 04-12-2019 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with
Gaurichak Police Station Case No. 341 of 2019, registered for
the offences punishable under Section 30 (a) of the Bihar
Prohibition and Excise Act, 2016.

The prosecution story, as per the First Information
Report, is that the Police, on secret information that the
petitioner was indulged in the sale of illicit liquor, proceeded
towards the place of occurrence and recovered 50 litres of illicit
liquor from the possession of the petitioner.

Learned Counsel for the petitioner submits that the
petitioner has got no criminal antecedent and has falsely been



implicated by the police in the present case with oblique motive.
She further submits the alleged illicit liquor has been recovered from the roadside and not from the conscious possession of the petitioner and the petitioner is in judicial custody since 12.08.2019

Having regard to the submissions made on behalf of the parties and taking into consideration the fact that the petitioner is in judicial custody since 12.08.2019 having no criminal antecedent, I am inclined to enlarge the petitioner on bail.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Gaurichak Police Station Case No. 341 of 2019.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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