

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81299 of 2019**

Arising Out of PS. Case No.-185 Year-2019 Thana- RAMGARHWA District- East
Champaran

=====

VIKASH PASWAN @ VIKASH KUMAR @ BIKAS PASAVAN, aged about
26 years, (Male), Son of Ram Surat Paswan, Resident of Village- Siswaniya
Pokhara, P.S.- Ramgarhwa, District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr.Dilip Kumar Tondon, Advocate.
For the Opposite Party : Mr.Veena Kumari Jaiswal, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case
for the offence registered under Sections 272, 273 of the IPC
and 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 45 liters
wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. It is alleged that total 45



liters wine is recovered from the joint house of the petitioner and Motorcycle of co-accused Vinod Mahto and Vyas Sahani. Out of which, 15 liters wine is said to have been recovered from the joint house of the petitioner. The name of the petitioner has come in the present case on the basis of alleged recovery made from joint house of the petitioner where other family members also reside. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Motihari, East Champaran, in connection with Ramgarhwa P.S. Case No. 185 of 2019, subject to the conditions



as laid down under Section 438(2) of the Code of Criminal
Procedure.

(Sudhir Singh, J)

U.K./-

U		T	
---	--	---	--

