

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6757 of 2020

Arising Out of PS. Case No.-149 Year-2019 Thana- BELSAND District- Sitamarhi

PUKAR PASWAN S/o Late Ramchandra Paswan Resident of Village-
Saraiya Ward No. - 13, P.S.- Belsand, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Ram Bachan Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(The proceedings of the Court are being conducted through Video
Conferencing and the Advocates joined the proceedings through
Video Conferencing from their residence.)

2 05-10-2020

Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 37(b)(c)
and 30(a) of the Bihar Prohibition & Excise Act, 2018.

Allegation is recovery of 15 litres Mahua wine
from the public road in front of the house of the petitioner.

It has been submitted on behalf of the petitioner that
he is innocent and has falsely been implicated in this case.
Nothing has been recovered from the house of the petitioner and
no case under Excise Act is made out against him. Petitioner has
no criminal antecedent.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on



anticipatory bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Belsand P.S. Case No.149/19, subject to the condition as laid down under Section 438(2) of the Cr.P.C with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bond.

(S. Kumar, J)

Sanjay/-

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