

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5920 of 2020

Arising Out of PS. Case No.-582 Year-2019 Thana- MOTIHARI MUFASIL District- East
Champaran

SATROHAN PASWAN @ SHATRUDHAN PASWAN Son of Late
Vishwanath Paswan Resident of Village - Raysingha, P.S.- Muffasil, District-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2
For the Opposite Party/s : Mr.Tapeshwar Sharma

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 10-06-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises
out of Muffasil P.S. Case No. 582 of 2019, disclosing offence
under Section 272, 273/34 of the Indian Penal Code and
Section 30(a) of Bihar Prohibition and Excise Act, 2016.

It is the case of the prosecution as disclosed in the
F.I.R. that on the basis of secret information, the police
conducted raid in a hut, leading to recovery of 10 liters of illicit
liquor. It is further mentioned in the F.I.R. that the police learnt
on the basis of secret information that the petitioner and others
were involved in illicit trade of liquor.



It is accordingly, the petitioner's case that since the petitioner has been implicated only on the basis of undisclosed secret information.

Bar of grant of anticipatory bail shall have no application.

On perusal of the F.I.R., I am *prima facie* satisfied with the plea on behalf of the petitioner that the said bar shall have no application as the petitioner's name has been mentioned apparently on the basis of some secret information, source of which has not been disclosed.

This application is allowed.

Let the petitioner above named in the event of his arrest/surrender within six weeks from today in the Court below, be released on 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 A.D.J. 9th Cum Special Judge Excise, East Champaran, Motihari in connection with Muffasil P.S. Case No. 582 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to



appear before the Court on two consecutive occasions, his bail
bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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