

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21552 of 2020

Arising Out of PS. Case No.-609 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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1. Subhash Paswan (Male) aged a bout 42 years, son of Late Banshi Paswan
 2. Chandan Paswan (Male) aged about 22 years, son of Subhash Paswan
Resident of Village-Nonia Kotar, Ward No.1, P.S.-Paharpur, District-East
Champaran at Motihari.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Radha Mohan Singh, Advocate
For the Opposite Party : Mr. Mritunjay Gautam (APP)

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 24-07-2020 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor appearing on behalf of the State.

The petitioners are apprehending arrest in connection
with Excise Case No. 609 of 2018 for offences under Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners submits that
petitioner no. 1 is the father of petitioner no. 2 and they have
been made accused in the instant case where there is recovery of
150 litres of raw spirit and 80 litres of country made liquor and
utensils used for manufacturing the liquor. Learned counsel
submits that nothing was recovered from the field of the
petitioners and FIR does not mention plot number and khata



number to connect the petitioners with the place where liquor was seized.

Considering the fact that the petitioners have no criminal antecedents, the Court is inclined to grant bail to them subject to the condition that the petitioners have to deposit Rs.25,000/- in cash. On depositing the amount of Rs.25,000/-, petitioners, above-named, in the event of arrest or surrender within one month from today, shall be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of 9th Additional Sessions Judge-cum-Special Judge (Excise Act), Motihari, East Champaran in connection with Excise Case No. 609 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Deposit of Rs.25,000/- (Rupees twenty five thousand) shall abide by final outcome of the instant criminal case.

(Anil Kumar Upadhyay, J)

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