

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.21388 of 2020**

Arising Out of PS. Case No.-265 Year-2019 Thana- ADAPUR District- East Champaran

MANOJ PASWAN Son of Vikaram Hajara @ Vikram Paswan Resident of
Village - Dhabdhabwa, P.S.- Adapur, Dist. - East Champaran (Motihari)

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Anil Kumar,Advocate

For the Opposite Party/s : Mr.Ram Priya Sharan Singh,APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 02-07-2020 Learned counsel for the petitioner undertakes to

remove the defects, as pointed out by office, within three weeks

after start of normal functioning of the Court.

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner, in the present case, is seeking regular bail

in connection with Adapur P.S. Case No. 265 of 2019 registered

under Section 272/273 of the Indian Penal Code and Section

30(a) of Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the

petitioner is innocent and has falsely been implicated in the

present case. It is submitted that illicit liquor has not been

recovered from the conscious possession of the petitioner. The

petitioner has no concern with the place of recovery. The



petitioner is in custody since 10.02.2020.

Learned APP for the State has opposed the prayer for regular bail of the petitioner.

Having regard to the facts and circumstances of the case wherein the petitioner is said to have criminal antecedent of similar nature as also that the petitioner has remained in custody since 10.02.2020, let the petitioner above named be released on bail on completion of six months of custody i.e. on 10.08.2020 on furnishing bail bonds of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise Act, East Champaran, Motihari in connection with Adapur P.S. Case No. 265 of 2019 subject to the conditions as laid down under Section 437(3) of the Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, or the commission of which he is suspected, and

(c) that such person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from



disclosing such facts to the Court or to any police officer or tamper with the evidence.

And further condition that he will abide by and observe the guidelines and directives of the Government of India and the State Government with regard to COVID-19 Pandemic during the lockdown period. The authorities concerned shall take appropriate steps to ensure such observance prior to and after release of the petitioner.

This application is allowed.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

