

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 78474 of 2019

Arising Out of PS. Case No.-839 Year-2019 Thana- PHULWARISHARIF District- Patna

SURESH PASWAN Son of Kishun Paswan Resident of Village-Bhusaula,
Danapur, P.S.-Phulwarisarif, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dilip Kumar

For the Opposite Party/s : Ms.Pronoti Singh

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 **13-01-2020** Heard learned counsel for the petitioner and the learned
APP for the State.

The petitioner seeks bail in Phulwarisharif Police Station
(for brevity, PS) Case No 839 of 2019 dated 07.09.2019
instituted for the offence punishable under Section (s) 30 (a), 37
(b), 37 (c) of Bihar Prohibition and Excise Act, 2018.

First information report has been lodged alleging that 32
liters of country made liquor has been recovered from the house
of the petitioner when the same was searched on secret
information. It is submitted that the recovery is not from the
petitioner's possession. Submission is of false implication and
that recovery is not in accordance with law. Having no criminal
antecedent, as per averments made in the petition, petitioner is



in custody since 08.09.2019.

Learned APP for the State opposed the prayer for bail.

Considering the aforesaid, let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Patna in Special Case No 8053 of 2019 arising out of Phulwarisharif PS Case No 839 of 2019 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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