

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38361 of 2021**

Arising Out of PS. Case No.-17 Year-2021 Thana- GAIGHAT District- Muzaffarpur

Amir Kumar Paswan @ Bhola S/O- Dashrath Paswan R/V - Kerma P.S. -
Kudhanni O.P. - Turiki Dist - Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Kumari Sujata Sinha, Advocate

For the Opposite Party/s : Mr. A N Singh I Addl Public Prosecutor

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 24-09-2021

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 30a and other allied sections of the Bihar Prohibition and Excise Act and section 420 and other allied sections of the Indian Penal Code.

As per the prosecution case, 1149.900 liters of foreign liquor was recovered from a truck.

Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Petitioner's name has figured during course of investigation in confessional statement of the driver of the said truck. No incriminating material has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner claims clean



antecedent. Petitioner is in custody since 24.3.2021.
Investigation is complete.

Learned counsel appearing for the State opposes the
prayer for bail.

Considering the rival submissions of the parties, let the
petitioner, above named, be released on bail on furnishing bail
bond of Rs.10,000/- (ten thousand) with two sureties of the like
amount each to the satisfaction of the Special Judge, Excise Act,
Muzaffarpur in Gaighat Police Station Case No. 17 of 2021 on
the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be
properly represented on each and every date fixed by the Court
and shall remain physically present as directed by the Court and
on his/her absence on two consecutive dates without sufficient
reason, his/her bail bond shall be cancelled by the Court below.

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

(Prabhat Kumar Singh, J)

Shashi

U		T	
---	--	---	--

