

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59603 of 2021

Arising Out of PS. Case No.-139 Year-2021 Thana- SONBERSA District- Sitamarhi

Sushil Paswan S/O Indal Paswan R/o village- Naya Tola Bhavdepur Ward No.
21, P.S.- Sitamarhi, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar

For the Opposite Party/s : Mrs.Asha Kumari

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 20-12-2021

Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the offence under Section 414 of the I.P.C. and Section 30(a) of Bihar Prohibition and Excise Act.

81 liters of Nepali Saufi wine has been recovered from a Tempo and petitioner was one of the co-passenger.

It is submitted on behalf of petitioner that nothing has been recovered from the conscious possession of the petitioner. Petitioner is neither owner nor driver of the said Tempo. Petitioner claims clean antecedent and he is in custody since 25.05.2021. Investigation is complete.

Learned A.P.P. for the State has opposed the bail petition.

Considering the nature of allegation, clean antecedent



and period of custody, the bail petition of petitioner is allowed.
Let the above named petitioner 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 learned Additional
Sessions Judge II cum Special Judge (Excise Act), Sitamarhi in
connection with Sonbarsa P.S. Case No. 139 of 2021.

(Prabhat Kumar Singh, J)

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