

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5035 of 2022

Arising Out of PS. Case No.-288 Year-2021 Thana- MADHUBANI TOWN District-
Madhubani

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1. Mohan Paswan S/O Late Gonu Paswan Resident Of Village- Balha, P.S.-
Pandaul, Dist.- Madhubani
 2. Santosh Paswan S/O Mohan Paswan Resident Of Village- Balha, P.S.-
Pandaul, Dist.- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar

For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-04-2022 Heard learned counsel for the petitioners and learned
A.P.P for the State.

The petitioners seek bail in Town P.S. Case No. 288 of
2021, registered for the offence punishable punishable under
Sections 272, 273, 34 of the Indian Penal Code and section
30(a)/41 of the Bihar Prohibition and Excise Act, 2016.

84.660 litres of foreign liquor has been recovered
from a tempo of which petitioner no. 1 owner and petitioner no.
2 is driver of the said tempo.

It is submitted that no recovery has been made from
conscious possession of petitioners. Petitioners have got no
concern with the seized liquor. Petitioner no. 1 is in custody



since 20.12.2021 and petitioner no. 2 is in custody since 22.12.2021 having no criminal antecedent, as stated in para 3 of the petition. Investigation is complete.

Considering the period of custody coupled with the fact that petitioners bear clean antecedent, the petitioners above-named, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge-cum-Special Judge Excise Act, Madhubani in connection with Town P.S. Case No. 288 of 2021.

(Prabhat Kumar Singh, J)

vinita/-

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