

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43676 of 2021

Arising Out of PS. Case No.-310 Year-2021 Thana- DANAPUR District- Patna

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PAWAN KUMAR S/O CHHEDI PASWAN R/O SHANICHARA ASTHAN,
POLICE STATION-DANAPUR, DISTRICT-PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeswh Kumar

For the Opposite Party/s : Mr. Shantanu Kumar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 03-02-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Danapur Police Station Case No. 310 of 2021, registered for the
offences punishable Section 30 (a) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution case, as per the First Information
Report, is that the police intercepted one minigate tempo, which
was being driven by the petitioner and recovered a total quantity
of 280 litres of illicit mahua liquor from the said vehicle.

Learned Counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he has falsely been
implicated in this case with oblique motive. He further submits
that so many passengers travelled in the tempo and the



petitioner was not aware about the illicit liquor kept in the said vehicle. He further submits that the petitioner is in custody since 21.04.2021 and charge sheet has been submitted against the petitioner and as such, there is no likelihood that the petitioner will abscond and/or tamper with the evidence.

Regards being had to the submissions advanced on behalf of the parties concerned and taking into consideration the materials available on record and the fact that the petitioner has got no criminal antecedent, he is in custody since 21.04.2021, charge sheet has already been submitted and there is no likelihood of the trial being concluded in near future due to pandemic, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Danapur Police Station Case No. 310 of 2021.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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