

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46977 of 2021

Arising Out of PS. Case No.-166 Year-2020 Thana- PARIHAR District- Sitamarhi

RAMESH PASWAN Son of Ram Ekbal Paswan Resident of Village- Barahi,
P.S.- Parihar, District- Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Hans Lal Kumar

For the Opposite Party/s : Mr.Rajendra Prasad Nat

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 13-01-2022 Heard the parties through video conferencing.

Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

The petitioner, who is in custody since 14.06.2021,
seeks regular bail in connection with Parihar P.S. Case No. 166
of 2020 for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

The prosecution case, in brief, is that altogether
99.900 litres of Nepali Saufi wine was recovered, which was
intercepted in the night of 20.10.2020 and on information given
by Chowkidar, they were identified as Ramesh Paswan
(Petitioner) and Santosh Mukhiya, has managed to flee
away after leaving the bags containing liquor on the cycle.



Learned counsel appearing on behalf of the petitioner submits that the petitioner is inimical terms with the Chowkidar due to that reason, he has been roped in the present case. He further submits that petitioner has no concerned with the seized articles. He further submits that petitioner has falsely been implicated in this case as he is resident of the border area in the district of Sitamarhi. The petitioner has no criminal antecedent.

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

Considering the aforementioned facts and circumstances of the case, the petitioner, above named, is directed to be enlarged on bail on furnishing bail bond of Rs. One Lakh with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Parihar P.S. Case No. 166 of 2020, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the



witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bonds.

(Purnendu Singh, J)

manish/-

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

