

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49124 of 2021**

Arising Out of PS. Case No.-32 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Banka

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PAPPU PASWAN Son of Kalicharan Paswan Resident of Village - Ghoshpur,
P.S.- Barahat, District – Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : None.

For the Opposite Party/s : Mr. Mohammed Arif, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE A. M. BADAR

ORAL ORDER

3 15-04-2022 None for the applicant.

The applicant is an accused in Excise Comp. Case No.32 of 2021 registered for the offences punishable under Sections 30(a) and 32(2) of the Bihar Prohibition and Excise Act, 2016.

Mr. Mohammed Arif, the learned A.P.P., pointed out the report of the Excise Department and argued that one bottle of Indian Made Foreign Liquor came to be seized from the motorcycle of the applicant and that is how, he is being prosecuted.

It is seen that the investigation of the subject crime is over. The learned A.P.P. has fairly pointed out that the applicant is not having any criminal antecedents. He seems to be behind the bars from February, 2021 and, therefore, the following



orders:

(i). The application is allowed.

(ii). The applicant/accused in Excise Comp. Case No.32 of 2021 registered for the offences punishable under Sections 30(a) and 32(2) of the Bihar Prohibition and Excise Act, 2016, be released on bail on executing P.R. bond of Rs.10000/- (Rupees Ten Thousand) and on furnishing surety of the like amount to the satisfaction of the trial court with the following conditions:

(I). The applicant should not extend any threat, promise or inducement to the persons acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer.

(II). The applicant should cooperate the trial in expeditious disposal of the trial against him.

(III). The applicant should not contact the members of the prosecuting party as well as witnesses in this case in any manner till conclusion of the trial.

(IV). The applicant should not repeat commission of similar offence in future and if he is found to be involved in commission of similar offence, the



State is at liberty to apply for cancellation of bail
granted to the applicant in the instant case.

The applicant to remove all office objections forthwith
and the Registry to issue the certified copy of this order only
after removal of office objections by the applicant/accused.

(A. M. Badar, J)

P.S./-

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