

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.42845 of 2022**

Arising Out of PS. Case No.-204 Year-2020 Thana- JALE District- Darbhanga

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LAL BABU PASWAN @ LAL BABU YADAV Son of Fakira Paswan @  
Kameshwar Yadav Resident of village- Pihwara, P.s- Aharghat, Dist-  
Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.Akhileshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      14-10-2022                      Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered  
for the offence punishable under Section 30 (a) of the Bihar  
Prohibition & Excise Act.

As per the prosecution case, 150 liters of Nepali Saufi  
wine has been recovered from a vehicle and name of petitioner  
has transpired in this case on the basis of confessional statement  
of co-accused.

Learned counsel appearing for the petitioner submits  
that petitioner is innocent and has falsely been implicated in the  
case. No incriminating article has been recovered from the  
conscious possession of the petitioner and he is no way  
concerned with the alleged recovery. Petitioner is neither driver



nor owner of the vehicle in question. Petitioner has got clean antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II-cum- Special Judge, Excise Act, Darbhanga in connection with Jalley PS case No. 204/ 2020, subject to conditions laid down u/s 438(2) of the Cr. P. C.

**(Prabhat Kumar Singh, J)**

BKS/-

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