

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52293 of 2022

Arising Out of PS. Case No.-44 Year-2022 Thana- SARAI RANJAN District- Samastipur

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Ramnath Paswan Son Of Dhaneshwar Paswan R/O Village- Jhakhra Tole,
Kankalipur, P.S.- Sarairanjan, District- Samastipur Petitioner/s
Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anshu Dhar Sharma, Adv.
For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 11-11-2022 Let the defect(s), if any, be removed within two
weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
Sarairanjan P.S. Case No. 44 of 2022 lodged under Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, total recovery of 735.336
liter wine is subject matter of the present case.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that petitioner is in custody since 17.08.2022 having
one criminal case pending against him, in which he is on bail.

Learned counsel for the State opposes the prayer for
bail.

In the present facts and circumstances of this case and
the submissions made above, let the petitioner above named, be
granted bail on furnishing bail bonds of Rs.30,000/- (Rupees
Thirty thousand) with two sureties of the like amount each to

the satisfaction of learned Special Judge Excise, Court-2, Samastipur in connection with Sarairanjan P.S. Case No. 44 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall file affidavit before the court about his relationship with the petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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