

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65420 of 2021

Arising Out of PS. Case No.-164 Year-2021 Thana- AMBA District- Aurangabad

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Pramod Paswan, S/o Shyam Bihari Paswan, R/o Village- Ram Gulam Bigha,
P.S.- Barun, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms.Mukul Kumari, Advocate

For the Opposite Party/s : Ms.Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 31-05-2022 Heard learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks bail in connection with G.R.
No.1393 of 2021 arising out of Amba P.S. Case No.164 of 2021
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act, 2018.

There is alleged recovery of 297 litres country
made liquor from a pick-up van driven by the petitioner, leading
to his implication in this case.

Counsel for the petitioner submits that the
petitioner was a professional Driver and has no concern with the
ownership of the vehicle or the recovered illicit liquor. If at all,
responsibility lies with one Santosh Paswan upon whose
instruction he was driving the vehicle in question. Having no



antecedents, he is stated to be in custody since 08.10.2021.
Charge-sheet has been submitted.

Learned APP for the State has opposed the prayer
for bail.

Considering the rival submissions, fair antecedents,
period of custody and the defence raised by the petitioner, this
Court for the purposes of grant of bail is inclined to accept the
submissions advanced by the petitioner's counsel. Prayer for
bail of the petitioner is allowed.

Let the petitioner, above named, be released on bail
on furnishing bail bond of Rs.10,000/- (Ten thousand) with two
sureties of the like amount each to the satisfaction of the learned
Additional District & Sessions Judge-II-cum-Special Judge,
(Excise), Aurangabad, in connection with G.R. No.1393 of 2021
arising out of Amba P.S. Case No.164 of 2021, subject to the
following conditions:

(i) That one of the bailors will be a
close relative of the petitioner who will
give an affidavit giving genealogy as to
how he is related with the petitioner. The
bailor will also undertake to inform the
court if there is any change in the
address of the petitioner.

(ii) That the petitioner will be well



represented on each date and if he fails
to do so on two consecutive dates, his
bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel
would honour his undertaking in the instant proceedings
regarding supply of the requisite court fee etc. within two weeks
from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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