

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.66106 of 2021**

Arising Out of PS. Case No.-155 Year-2021 Thana- GANGABRIDGE District- Vaishali

BISHUN PASWAN Son of Horil Paswan @ Horil Bhagat Resident of  
Village- Saidpur Ganesh, P.S.- Bidupur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Bela Singh, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA  
ORAL ORDER**

3      29-09-2022                      Heard learned counsel appearing on behalf of the  
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period of  
four weeks from today.

The petitioner seeks bail in connection with Gangabridge  
P.S. Case No. 155 of 2021 registered for the offence under Sections  
467, 468, 471, 420, 120B and 34 of the Indian Penal Code and  
Section 30(a), 36 and 41(i) of the Bihar Prohibition and Excise Act,  
2018.

The accused/petitioner is named in the F.I.R. and is in  
custody since 20.07.2021.

The allegation against the petitioner is to be engaged in  
illegal trade of illicit liquor, where, there is recovery of 4290 litres of  
illicit IMFL.

Learned counsel appearing on behalf of the petitioner



submitted that petitioner was engaged as a labour to unload alleged truck, having no knowledge about consignment of illicit liquor. It is further submitted that petitioner is a man of clean antecedent. While concluding the argument, it is categorically submitted that investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as no recovery of illicit liquor appears to be made from the conscious physical possession of the petitioner, who is man of clean antecedent coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Gangabridge P.S. Case No. 155 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Excise Act, Vaishali / concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

**(Chandra Shekhar Jha, J)**

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