

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 66337 of 2021

Arising Out of PS. Case No.-292 Year-2021 Thana- SHEOHAR District- Sheohar

NIRANJAN PASWAN SON OF BHADAI PASWAN RESIDENT OF
VILLAGE- SHEOHAR, WARD NO 03, DIST- SHEOHAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

For the Petitioner/s : Mr Devendra Kumar, Advocate

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

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 01-06-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor (for brevity, *APP*) appearing for
the State of Bihar.

The petitioner seeks bail in Sheohar Police Station
(for brevity, *PS*) Case No 292 of 2021 registered for the offence
punishable under Section 30 (a) of Bihar Prohibition and Excise
Act, 2016.

26 liters country made liquor has been recovered from
the petitioner's possession leading to his arrest. He is in custody
now since 18.09.2021.

Submission is of false implication and based on
extraneous consideration because of his earlier implication in a
case of similar nature. Investigation is stated to be complete.

The learned APP has opposed the prayer for bail.

Considering the rival submissions, this Court, for the
purposes of grant of bail, is, thus, inclined to accept the



submissions advanced by the petitioner's counsel. Prayer for bail is allowed. Let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge II -cum- Special Judge, Excise, Sheohar in Sheohar PS Case No 292 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.

Learned counsel for the petitioner is expected to honour his undertaking given in the instant proceedings today for depositing requisite Court fee and removing the defect (s), as pointed out, when called upon to do so.

(Madhuresh Prasad, J)

M.E.H./-

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