

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69798 of 2021

Arising Out of PS. Case No.-332 Year-2020 Thana- SASARAM MUFFSIL District- Rohtas

GORAKH PASWAN S/o Lalit Paswan R/o village- Indrahiya, P.S.- Sasaram
(M), District- Rohtas

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surendra Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Akshay Lal Pandit, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 24-05-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing for the State.

Petitioner seeks regular bail in connection with
Sasaram (M) P.S. Case No. 332 of 2020 registered for the
offences punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

The Police on the basis of secret information that
some persons were indulged in sell of illicit liquor on
Indrahiyan Canal, proceeded towards the place of occurrence
and recovered 100 litres of country made *Mahua* liquor kept in
four plastic sacks and upon seeing the Police party two persons
succeeded in fleeing away.

Learned counsel for the petitioner submits that
petitioner has not committed any offence in the manner alleged



and he has falsely been implicated in this case at the instance of his enemy. He further submits that illicit liquor has not been recovered from conscious possession of the petitioner rather the same has been recovered from a canal which is an open space accessible to all and sundry. The petitioner is in custody since 1.8.2021.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that no illicit liquor has been recovered from the conscious possession of the petitioner and the petitioner is in custody since 1.8.2021, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Excise, Rohtas at Sasaram, in connection with Sasaram P.S. Case No. 332/2020.

(Anil Kumar Sinha, J)

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