

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1485 of 2022**

Arising Out of PS. Case No.-371 Year-2021 Thana- BIRPUR District- Supaul

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JIVACHH SWARNKAR SON OF LATE RAUDI SWARNKAR RESIDENT  
OF BIRPUR, WARD NO. 07, POLICE STATION- BIRPUR, DISTRICT-  
SUPAUL

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Arun

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      22-03-2022                      Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the  
offence under Section 30(c) of Bihar Prohibition and Excise  
Act.

As per the F.I.R., this petitioner was creating nuisance  
in an intoxicant condition.

Petitioner denies the prosecution case and claims false  
implication. Petitioner is in custody since 10.11.2021.

However, learned A.P.P. for the State has opposed the  
bail petition and submitted that petitioner has got criminal  
antecedent and he is accused in three more cases of similar  
nature.



Considering the aforesaid facts & circumstances and the fact that petitioner has got criminal antecedent of similar nature of cases, I am not inclined to grant bail to the petitioner. However, the learned court below, where the case is pending, is directed to release the petitioner on bail, **after framing of the charge.**

**(Prabhat Kumar Singh, J)**

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