

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.783 of 2022

Arising Out of PS. Case No.-115 Year-2021 Thana- RAHIKA District- Madhubani

SAHDEO PASWAN Son of Parmeshwar Paswan, Resident of Village -
Kharauhua Paswan Tola, P.S.- Rahika, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar, Adv.

For the Opposite Party/s : Mr.Koushal Kishore, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 31-05-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Rahika P.S. Case No. 115 of 2021 registered for offence
punishable under section 30 (a) of the Bihar Prohibition and
Excise Act, 2016.

As per allegation, 3335.820 litres of foreign liquor
was recovered from the joint house of Deepak Paswan, Nathuni
Paswan, Sahdeo Paswan (petitioner) and Chhattu Paswan.

The learned counsel for the petitioner has submitted



that the petitioner is a person of clean antecedent. Earlier his family was joint. Thereafter, the partition has taken place and after partition, the petitioner is residing at a distance of 1 ½ km. from his village in newly built house. The petitioner is a person of clean antecedent and he is under custody since 21.11.2021.

Considering the period of detention as well as clean antecedent, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge (Excise Act), Madhubani in connection with G.R. Case No. 1386 of 2021, arising out of Rahika P.S. Case No. 115 of 2021, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.



Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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