

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4264 of 2023

Arising Out of PS. Case No.-200 Year-2022 Thana- SITAMARHI District- Sitamarhi

ARVIND KUMAR @ ARVIND PASWAN Son of Satya Narayan Paswan @
Sattan Paswan Resident of Village - Bariyarpur, Ward No.- 4, P.S.- Sitamarhi,
District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jawed Gaffar Khan

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 30(a) of the
Bihar Prohibition and Excise Act.

As per FIR, the police personnel got secret
information about illegal liquor which has been concealed in
bamboo clumps behind Kisan college, and during course of raid,
total 349.5 liters illicit liquor was recovered from said place.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this present case.
Petitioner has no concern with the alleged recovery of illicit



liquor or with the place of occurrence from where the recovery has been made. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession rather his name has been disclosed by local Chaukidar. It is further submitted that the petitioner is languishing in judicial custody since 30.8.2022.

Learned APP appearing for the State has vehemently opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Sitamarhi P.S. Case No. 200 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Excise Court-II, Sitamarhi.

(Sunil Kumar Panwar, J)

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