

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.30889 of 2023**

Arising Out of PS. Case No.-138 Year-2023 Thana- PATORI District- Samastipur

Chhote Lal Paswan, Son Of Dilip Paswan Resident Of Village- Mirzapur,  
P.S.- Shahpur Patori, Dist. Samastipur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Nityanand

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      19-05-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in anticipation of his arrest in  
a case registered for the offences punishable under Section 30(a)  
of the Excise Act, 2022.

The learned counsel for the petitioner submits that the  
petitioner has antecedent of one case and the allegation is of  
recovery of 69.120 litre of liquor from the house of Jai Prakash  
Ray and Sanju Devi was arrested, who disclosed the name of  
petitioner and others, who fled.

The learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from his conscious possession. It is next submitted  
that petitioner has no concern with Jai Prakash Ray and Sanju



Devi. Further, the alleged recovery is from the house of Jai Prakash Ray. It is further submitted that he came to be implicated based on confessional statement of Sanju Devi in police custody, which does not have any evidentiary value.

Learned A.P.P. opposes the bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 1,000/- (Rupees One Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise-2, Samastipur in connection with Shahpur Patori P. S. Case No.138 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

**(Satyavrat Verma, J)**

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