

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32116 of 2023**

Arising Out of PS. Case No.-85 Year-2023 Thana- HATHUA District- Gopalganj

VISHAL PASWAN, Son of Birendra Paswan @ Virendra, Resident of village  
- Sri Rampur @ Shrirampur, P.S. - Sri Rampur @ Shrirampur, Distt. -  
Dewariya, Uttar Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Setu Prateek, Advocate  
For the State : Mr. Parmanand Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH  
SINGH**

ORAL ORDER

2      22-05-2023              Learned counsel for the petitioner is permitted to  
  
remove defect (s), as pointed out by the office, if any, within a  
  
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned  
  
A.P.P for the State.

The petitioner has preferred this application for grant  
  
of regular bail in connection with Hathua P.S. Case No. 85 of  
  
2023 dated 10.04.2023 registered for the offences punishable u/s  
  
30(a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 116.400 litres of  
  
illicit country made liquor was recovered from the Commander  
  
Zeep. On seeing the police, one person managed to flee away  
  
but the petitioner and the driver were apprehended from the said



vehicle.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. He has further submitted that the petitioner is neither the driver nor the owner of the said vehicle. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 11.04.2023.

Learned A.P.P. for the State has vehemently opposed the prayer of bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Gopalganj in connection with Hathua P.S. Case No. 85 of 2023.

The application stands allowed.

**(Chandra Prakash Singh, J)**

Gautam/-

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