

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 39312 of 2023**

Arising Out of PS. Case No.-28 Year-2023 Thana- KHANPURA District- Samastipur

GURUDEO PASWAN Son of Chandradev Paswan Resident of village -
Barahgama, P.S. - Khanpur, Distt. - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Raja Ram Mishra, Advocate
For the Opposite Party/s : Mr Sanjay Kumar, APP

CORAM: HONOURABLE MR JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 **05-07-2023** Heard learned counsel for the petitioner and the
learned APP.

The petitioner has preferred this application for grant
of regular bail in connection with Khanpur PS Case No 28 of
2023 dated 02.02.2023 registered for the offence punishable
under Sections 30 (a) and 30 (c) of the Bihar Prohibition and
Excise Act.

As per the prosecution case, 300 litres of spirit was
recovered from the houses of co-accused Lalo Kumar and Arun
Kumar who named the petitioner as supplier of the same.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this
case. The petitioner has five antecedents, as stated in paragraph



3 of the bail petition. In three cases, he is on bail. He is in custody in this case since 10.04.2023. It is further submitted that the petitioner is the resident of different village.

Learned APP has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case, the period of custody as well as the nature of allegation against the petitioner, the petitioner above named is directed to be released on bail on his furnishing bonds of Rs 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Court I, Samastipur in Khanpur PS Case No 28 of 2023 dated 02.02.2023.

This application stands allowed.

(Chandra Prakash Singh, J)

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