

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67422 of 2023

Arising Out of PS. Case No.-577 Year-2022 Thana- ARA NAGAR District- Bhojpur

Sanjay Paswan @ Bikau Paswan, Son of Narayan Paswan R/o vill - Shiv Ganj
Ara Ambedkar colony, P.S. - Ara Town, Distt. - Bhojpur

... .. Petitioner/s

Versus

The State Of Bihar, Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 17-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Ara Town P.S. Case No. 577 of 2022, lodged on 26.06.2022
under Section 30(a) of Bihar Excise Act.

3. As per the prosecution case, the FIR has been
lodged against 2 named accused persons and total 50 litres of
country made wine and 26 litres of foreign liquor has been
recovered from the house of the present petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and there is
defect in preparation of seizure list. He further submits that the
petitioner is in custody since 28.07.2023 and there are two
criminal cases pending against him.



5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that there are two criminal cases which are pending against the petitioner and both the cases are relating to excise matter.

6. In the present facts and circumstances, I am not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Ara Town P.S. Case No. 577 of 2022, pending before the learned Exclusive Special Judge, Excise Court No. 1, Bhojpur at Ara is hereby rejected,

8. However, the petitioner shall move for regular bail after framing of charge, the Trial Court shall release him on bail imposing its own conditions so that he may not evade his appearance during trial.

9. With this observation, the bail application stands disposed of.

(Dr. Anshuman, J.)

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