

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75262 of 2022

Arising Out of PS. Case No.-433 Year-2022 Thana- PARSABAZAR District- Patna

RUPAK KUMAR Son of Hari Narain Paswan R/V- Kutupur, P.S- Punpun
Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Chandra

For the Opposite Party/s : Mr. Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 21-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner prayed for regular bail in connection with Parsa Bazar P.S. Case no. 433 of 2022 instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of total 500 liters country made liquor from a vehicle registration No. JH05M-5500 which is alleged to be driven by the petitioner at the time of his apprehension.

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. A statement has been made in para-3 of the petition that the



petitioner has got no criminal antecedent. Petitioner has no concern with the alleged recovery of illicit liquor or with the vehicle in question. Nothing incriminating article has been recovered from his possession. Moreover, the petitioner is languishing in judicial custody since 3.9.2022.

Learned APP appearing for the State has vehemently opposed the prayer of Bail and submitted that the petitioner was arrested on spot with the sized vehicle from where the recovery has been made.

The petitioner is directed to deposit a sum of Rs 40,000/- (Forty Thousand) in the District Legal Services Authority of concerned District.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Parsa Bazar P.S. Case No. 433 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 Judge, Excise, Patna.

The bail bonds of the petitioner shall be accepted by the learned court below on showing the receipt of deposit of Rs.



40,000/- (Forty Thousand) by the petitioner in the account of the
concerned DLSA.

(Sunil Kumar Panwar, J)

amandeep/-

U		T	
---	--	---	--

