

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80636 of 2023

Arising Out of PS. Case No.-516 Year-2023 Thana- BARAUNI District- Begusarai

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Kundan Paswan Son Of Bansu Paswan Resident Of Village- Mosadpur, Ward
No. 07, Ps- Barauni, Distt- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 15-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this case.
He submits that there is no recovery from the conscious possession
of the petitioner rather 2 liters of country made liquor is said to
have recovered near the hand-pump of the petitioner's house. He
submits that the petitioner has no knowledge about the seized
liquor. He submits that there is no recovery made from the
conscious possession of the petitioner. He further submits that
petitioner has got no criminal antecedent as stated in para-3 of the
bail application.

4. Petitioner is agreed to deposit a sum of Rs. 5,000.00/-
(Rupees Five Thousand) in the account of Mahavir Cancer



Sansthan, bearing Account No. 3332964762, IFSC Code: CBIN0282779 (fifth character is zero), Central Bank of India, Chitkohra Branch.

5. Considering the facts and circumstance of the case, let the above named petitioner, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Barauni (Refinery) P.S. Case No. 516 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C., with further conditions:

(i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(ii) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

6. The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of the aforesaid amount in the account of Mahavir Cancer Sansthan, Patna.

(Anjani Kumar Sharan, J)

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