

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6542 of 2024

Arising Out of PS. Case No.-303 Year-2023 Thana- ROHTAS District- Rohtas

Mahendra Paswan, aged about 54 years, Male, Son of Jagnarayan Paswan,
Resident of village Saraiya, P.S- Rohtas (Amjhor), Dist- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Babu Nandan Prasad
For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest
in a case registered for the offences punishable under Section
30 (a) of the Bihar Prohibition & Excise Amendment Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of five cases and allegation is of
recovery of 36 liters of liquor from water tank near Sone River.
The learned counsel for the petitioner submits that the
petitioner was not arrested from the spot as such nothing was
recovered from his conscious possession. It is also submitted
that he came to be implicated on the confessional statement of
co-accused Naresh and Dashrath in police custody, which does
not have evidentiary value. It is further submitted that it appears



that the police falsely implicated the petitioner because of his antecedent through Naresh and Dashrath.

5. Learned A.P.P opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail bonds in the sum of Rs,. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise No.2 cum Additional Sessions Judge, Rohtas at Sasaram in connection with Rohtas (Amjhor) P.S.Case No. 303 of 2023, subject to the conditions laid down under section 438(2) of the Cr. P.C.

(Satyavrat Verma, J)

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