

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15008 of 2024

Arising Out of PS. Case No.-2486 Year-2023 Thana- Excise P.S. District- Purnia

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Chandan Paswan, aged about 25 years, Male Son of Pulanand Paswan,
Resident of Mohalla -Rahika Tola Ward No. 06 Police Station- K. Hat District
-Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 06-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
PS Case No. 2486 of 2023 instituted for the offences punishable
under Section 30 (a) of the Bihar Prohibition and Excise
Amendment Act, 2016.

3. As per the prosecution case, total 49.485 liters of
illicit foreign liquor has been recovered from a tempo and the
petitioner is the driver of the said vehicle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has



falsely been implicated in this case. He further submits that the petitioner is the driver of the said vehicle and he has no knowledge about the same. Petitioner has got clean antecedent and is in custody since 04.12.2023.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR, case diary, seizure list and the impugned order of the learned Exclusive Special Judge (Excise-02), Purnea dated 19.01.2024, it appears that recovery is from a tempo and the petitioner has no concern with the seized vehicle, accordingly the prayer for bail of the petitioner is allowed. Let the petitioner above named be released on bail ***after framing of charge*** on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge (Excise-02), Purnea in connection with Excise PS Case No. 2486 of 2023.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen days) from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the petitioner shall be released on bail on above conditions and he shall be present physically on



each and every date before the Trial Court till conclusion of the
proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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