

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25720 of 2024

Arising Out of PS. Case No.-1167 Year-2022 Thana- AHIYAPUR District- Muzaffarpur

Santosh Kumar Paswan @ Santosh Kumar S/o- Shyambabu Paswan @
Nanhki Paswan R/o- Village-Jamalabad Ward no. 7, PS- Ahiyapur, Distt-
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hemant Kumar, Advocate

For the Opposite Party/s : Mr.Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 01-05-2024 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Ahiyapur P.S.Case No.1167 of 2022 registered for the offences
punishable under Sections 30(a) and 36 of Bihar Prohibition
and Excise (Amendment) Act, 2018.

3. As per the allegation made in the FIR, 20 ltr.
country-made liquor was recovered from near the house of the
petitioner, kept in the plastic *Jars*.

4. Learned counsel appearing on behalf of the
petitioner submitted that the said house does not belong to the
petitioner. Learned counsel further submitted that neither the
petitioner is involved in the business of the liquor nor he has



concern with the said seized liquor.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the nature of allegation made in the FIR, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise court no.1, Muzaffarpur/concerned court in connection with Ahiyapur P.S.Case No.1167 of 2022, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

7. The court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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