

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31410 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- FULKAHA District- Araria

Sanjeet Kumar Paswan @ Sanjeet Kr. Paswan Son of Krityanand Paswan
Resident of Village - Laxmipur, Ward No.- 11, P.S.- Fulkaha, District - Araria
(Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

- 2 24-04-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in connection with Fulkaha
P.S. Case No. 21 of 2024 instituted for the offences punishable
under Sections 414 of the Indian Penal Code and 30(a) of the
Bihar Prohibition and Excise Act.
3. The prosecution case, in short, is that total 216 litres
of Nepali and English liquor was recovered from two
motorcycles and the petitioner was arrested on the spot.
4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted



that petitioner is not the owner of the vehicle. The petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 20.02.2024 and has no criminal antecedent. There is no compliance of Section 100 of the Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Fulkaha P.S. Case No. 21 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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