

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.41187 of 2024**

Arising Out of PS. Case No.-85 Year-2024 Thana- UJIYARPUR District- Samastipur

Raja Paswan @ Raja Kumar @ Raja Son of Ashok Paswan Village- Raipur,  
PS- Ujiyarpur, DIST- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Mahendra Pratap, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

2      13-06-2024                      Heard learned counsel appearing on behalf of  
  
the petitioner and learned counsel appearing on behalf of  
  
the State.

2. The petitioner seeks bail in connection with  
  
Ujiyarpur P.S. Case No. 85 of 2024 registered for the  
  
offence under Section 30(a) and 41(i)(ii) of the Bihar  
  
Prohibition and Excise Act, 2018.

3. The accused/petitioner is named in the F.I.R.  
  
and is in custody since 08.04.2024.

4. The allegation against the petitioner is to be  
  
engaged in illegal trading/manufacturing of illicit liquor,  
  
where, there is recovery of 459 litres of IMFL/country



made liquor.

5. Learned counsel appearing on behalf of the petitioner submitted that petitioner found running by the raiding party from the place of recovery and apprehended with the present case, otherwise he is neither owner nor driver and not even connected with the recovery of alleged liquor. It is also submitted that petitioner is a man of clean antecedent.

6. Learned APP appearing on behalf of the State, opposes the prayer of bail.

7. Considering the facts and circumstances as mentioned above, as recovery of alleged illicit liquor, *prima facie*, not appears to be made from the conscious physical possession of the petitioner, coupled with the fact as petitioner is in custody since 08.04.2024, accordingly petitioner, above named, is directed to be released on bail in connection with Ujiyarpur P.S. Case No. 85 of 2024 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like



amount each to the satisfaction of learned Special Judge  
Excise-I, Samastipur/concerned court, subject to the  
conditions as mentioned under Section 437(3) of Cr.P.C.

**(Chandra Shekhar Jha, J.)**

S.Tripathi/-

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