

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44586 of 2024

Arising Out of PS. Case No.-239 Year-2023 Thana- KUSHESHWARASTHAN District-
Darbhanga

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Ashok Paswan S/o Sikendra Paswan @ Sikandar Paswan RESIDENT OF
VILLAGE MOHIM BUJURG POLICE STATION KUSHESHWAR
ASTHAN DISTRICT DARBHANGA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary, Adv

For the Opposite Party/s : Mr.Nityanand, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 20-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending arrest in connection
with Kusheshwar Asthan (K. Asthan) P.S. Case No. 239 of
2023 lodge on 12.07.2023 under Section 30(a)/30(C) of the
Bihar Prohibition and Excise Act-2022.

3. As per the prosecution case, F.I.R. has been lodged
against four named accused persons including the present
petitioner from whom there is recovery of 50 litre of illicit
liquor.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that that the name of the petitioner has been figured



in this case only by virtue of disclosure made by villagers. Counsel further submits that the criminal antecedent of the petitioner is clean. Counsel further submits that the said recovery has been made from the barren land.

5. Learned APP for the State opposes the prayer for bail.

6. As such, considering the aforesaid facts and circumstances, let the above named petitioner be released on bail, in the event of arrest of surrender before the learned Court below within a period of 4 weeks from today, on furnishing bail bond of Rs. 30,000/- (Thirty Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise-II (Excise Act), Darbhanga subject to the condition as laid down under Section 438(2) Cr.P.C.

(Dr. Anshuman, J)

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