

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61750 of 2024

Arising Out of PS. Case No.-163 Year-2024 Thana- Excise P.S. District- Bhojpur

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Dharmendra Paswan son of Sunil Paswan vill - Moti tola ward no 12, ps - Ara
nagar, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Akash Kumar Mishra

For the Opposite Party/s : Mr.Md. Nazir Ansari

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 05-09-2024 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Excise (Sadar) P.S. Case No. 163 of 2024 for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2018.

3. As per allegation, on a secret information, the
informant along with police personnel reached the place of
occurrence. Seeing the police party, the petitioner tried to flee
away but they were apprehended. On search, 250 liters of
country made liquor was recovered from back seat and *dickey* of
the car.

4. The learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. He has further submitted that nothing was recovered
from his possession. He has also submitted that the petitioner is
neither the owner nor the driver of the alleged vehicle. The
petitioner is a person of clean antecedent and is under custody
since 16.07.2024.



5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court-II, Bhojpur at Ara in connection with Excise (Sadar) P.S. Case No. 163 of 2024, subject to the condition that the petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

7. Before accepting the bail bond, the learned court below shall verify the criminal antecedent of the petitioner and if it is found that he is involved in any other case except the present one, his bail bond shall not be accepted. It is hereby made clear that the criminal antecedent of the petitioner must be verified within one month from the date of receipt of this order.

(Nawneet Kumar Pandey, J)

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