

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76442 of 2024

Arising Out of PS. Case No.-300 Year-2023 Thana- TILAUTHU District- Rohtas

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Dharmendra Paswan @ Bhuar Paswan @ Dharmendra Kumar Son of
Mahendra Paswan @ Dudhnath Paswan Resident of village- Uttar Patti
Tilauthu, P.S.- Tilauthu, District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashi Kant

For the Opposite Party/s : Mr.Kanhiya Kishor

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 06-12-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Section 30(a) of the Excise Act.
3. The learned counsel for the petitioner submits that
the petitioner has antecedent of nine cases and the allegation is
of recovery of 110 litres of liquor from plastic bag kept on a
motorcycle.
4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and is not the owner of
the seized motorcycle and he came to be implicated based on
confessional statement of Vikash Kumar and Sonu Kumar in



police custody, which does not have any evidentiary value. It is next submitted that police falsely implicated the petitioner through Vikash and Sonu because of his antecedent and petitioner is in custody since 05.09.2024.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise court No.2-cum-Additional District & Sessions Judge, Rohtas at Sasaram in connection with Tilauthu P. S. Case No.300 of 2023.

7. The application stands allowed.

(Satyavrat Verma, J)

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