

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6204 of 2024

Arising Out of PS. Case No.-229 Year-2023 Thana- HALSI District- Lakhisarai

Amit Kumar Paswan, aged about 26 years, (M), Son of Gorelal Paswan
Resident of Village- Halsi, Police Station- Halsi, District- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amrendra Kumar, Advocate

For the Opposite Party/s : Mr. Ahmad Ali, A.P.P.

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

ORAL ORDER

2 12-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seek bail in connection with Halsi
P.S. Case No. 229 of 2023 instituted for the offence under
Section 30(a) of the Bihar Excise Prohibition Amendment
Act.

3. As per prosecution case, total 5 litres of illicit
country made liquor was kept in a plastic bottle was recovered
from the petitioner's house.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 30.08.2023. Petitioner
has two criminal antecedents but he is on bail in all the cases,
as per disclosure made in paragraph No. 3 of the bail
application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. He further submits that the petitioner has no knowledge about the alleged recovery. No incriminating article has been recovered from the conscious possession of the petitioners. There is no compliance of Section 100 of the Cr.P.C.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the quantity of liquor and period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. 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 Halsi P.S. Case No. 229 of 2023.

(Rudra Prakash Mishra, J)

Nilmani/-

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