

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.3144 of 2025**

Arising Out of PS. Case No.-396 Year-2024 Thana- MOTIHARI MUFASIL District- East  
Champaran

=====

Lakhindra Paswan @ Lakhindar Paswan Son of Mahesh Paswan Resident of  
Village - Pataura, Lala Tola, P.S. - Muffasil, District - East Champaran  
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar, Advocate  
For the Opposite Party/s : Mr. Nityanand, APP

=====

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

ORAL ORDER

2      24-01-2025                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2.      The petitioner apprehends his arrest in connection  
with Muffasil P.S. Case No. 396 of 2024 registered for the  
offences punishable under Section 30(a) of the Bihar Prohibition  
and Excise Act.

3.      The prosecution case, in short, is that 3 litres of  
foreign liquor was recovered from a two storeyed house.

4.      Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case.  
Petitioner has no knowledge and concern with the alleged  
recovery. Nothing incriminating has been recovered from the  
possession of the petitioner. It is submitted that recovery is



made from the joint house of the petitioner where the other family members also reside. The petitioner has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S. Other co-accused has been granted regular bail by this Court *vide* order dated 19.12.2024 passed in Cr. Misc. No. 86912 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Muffasil P.S. Case No. 396 of 2024, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

