

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10601 of 2025

Arising Out of PS. Case No.-792 Year-2024 Thana- Excise P.S. District- Nawada

1. Bipin Kumar @ Bipin Kumar Yadav Son of Balak Yadav Resident of Village- Barba, P.S. -Rajouli, District- Nawada
2. Rajesh Paswan @ Rajesh Kumar Son of Bihara Paswan @ Bihari Paswan Resident of Village- Barba, P.S. -Rajouli, District- Nawada
3. Dewanand Paswan @ Bhagat Son of Rambali Paswan Resident of Village- Barba, P.S. -Rajouli, District- Nawada
4. Chandan Paswan @ Chandan Kumar Son of Ramshwarup Paswan Resident of Village- Barba, P.S. -Rajouli, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar
For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 07-03-2025 At the outset, learned counsel for the petitioners submits that during pendency of this bail petition, petitioner no. 2 namely Rajesh Paswan has been arrested and as such, this petition has become infructuous so far as petitioner no. 2 is concerned.

2. The anticipatory bail petition stands dismissed, so far as petitioner no. 2 is concerned.

3. The petitioners (i.e. petitioner nos. 1, 3 & 4) apprehend their arrest in a case registered for the offence under Section 30(a) of Bihar Prohibition and Excise Act.

4. Altogether 1385 litres of country-made liquor has been recovered from an open place.



5. It is submitted on behalf of petitioners that petitioners have been made accused in this case only on suspicion. No incriminating article has been recovered from the possession of these petitioners. Petitioner nos. 1 & 3 have got clean antecedent and petitioner no. 4 has got one criminal antecedent of similar nature, in which, he is on bail.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

7. Considering the aforesaid facts and circumstances, in the event of their arrest/surrender within a period of eight weeks from today, let the petitioner nos. 1, 3 and 4, as named above, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court, Excise – 2, Nawada in connection with Nawada Excise P.S. Case No. 792 of 2024, subject to condition as laid down under Section 482 of the B.N.S.S., 2023.

8. This application is, accordingly, disposed of.

(Prabhat Kumar Singh, J)

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