

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22889 of 2025

Arising Out of PS. Case No.-234 Year-2024 Thana- RAHIKA District- Madhubani

Rajesh Paswan @ Rajesh Kumar Paswan S/o Raj Kumar Paswan Resident of
Village- Jagat, P.O. Kapileshwar Asthan, P.S. - Rahika, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar Singh

For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 30-04-2025

Heard the parties

2. The petitioner is named in the F.I.R. and apprehending his arrest in connection with Rahika P.S. Case No. 234 of 2024 registered for the offences punishable under Section 30(a) of the Excise Act.

3. The allegation against the petitioner is to be engaged in illegal trading/manufacturing of illicit liquor, where, there is recovery of 18 liters of country made liquor.

4. It is submitted by learned counsel appearing on behalf of the petitioner that the name of petitioner transpired with present case on the basis of confessional



statement of apprehended co-accused namely, Sonu Kumar. It is submitted that as per seizure list recovery not appears to be made from the physical possession of this petitioner, where implications appears out of suspicion arising from his criminal antecedent as he found involved in two more criminal cases of similar nature, where he is on bail.

5. Learned APP opposes the prayer of bail.

6. In view of aforesaid factual and legal submission and by taking note of fact as, recovery of illicit liquor *prima-facie* not appears to be made from the conscious physical possession of this petitioner, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge – II cum Special Judge Excise Act, Madhubani/ concerned



Court, where the case is pending in connection with
Rahika P.S. Case No. 234 of 2024, subject to the
conditions as laid down under Section 482(2) of BNSS.,
subject to condition:-

*(i) That petitioner shall not involve/
indulge in the similar nature of offence till the
conclusion of trial, failing which the State shall be
at liberty to move before the Trial Court itself for
the cancellation of bail bond of the petitioner.*

(Chandra Shekhar Jha, J)

Sudha/-

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