

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42383 of 2025

Arising Out of PS. Case No.-433 Year-2025 Thana- KATIHAR NAGAR District- Katihar

Mohan Paswan S/o Late Basudev Paswan R/o Vivekanand Colony,
Durgasthan, Rajendragram, Ward no. 21, P.S- Katihar (N), Distt- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

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

ORAL ORDER

2 08-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Katihar Town P.S. Case No. 433 of 2025 instituted for the offences punishable under Sections 30(a), 32, 47, 41 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 25 litres of liquor was recovered from motorcycle.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that petitioner is not the owner of the vehicle. The petitioner has



got no concern with the alleged recovery of liquor. The petitioner is in custody since 06.05.2025 and has four criminal antecedents. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. 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 Katihar Town P.S. Case No. 433 of 2025.

(Rudra Prakash Mishra, J)

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