

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63295 of 2025

Arising Out of PS. Case No.-76 Year-2025 Thana- SUPPI District- Sitamarhi

Shambhu Paswan @ Shambhu Paswan S/o- Late Anant Paswan Village-
Gopalpur, PS- Suppi, Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rudal Singh, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

2 17-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 99.6 litres of illicit
liquor was recovered near the house of Baliram Paswan which
was transported by the *Tempo*. It is alleged that the petitioner
and accused persons fled away from the spot identified by local
people.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case on suspicion due to local politics. Further submission is
that petitioner has no concern with the seized liquor and *tempo*.
Petitioner was not present on the spot and nothing has been
recovered from conscious possession of the petitioner. There is
non-compliance of Section 103 of B.N.S.S., as the seizure list



witnesses are not independent witnesses. Petitioner has one criminal antecedent but not of the similar nature. There is no likelihood of absconding of the petitioner or tampering with the evidence. Petitioner is in custody since 30.07.2025 and he undertakes to cooperate in the investigation and trial. It is also submitted that the marriage of the son of the petitioner is scheduled on 07.10.2025 and petitioner has to perform ritual of father in marriage of his son and in this regard, petitioner has also filed I.A. No. 01 of 2025.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-I, Sitamarhi in connection with Suppi P.S. Case No.76 of 2025 corresponding to G.R. No. 385 of 2025.

7. I.A. No. 01 of 2025 is, accordingly, disposed of.

(Sunil Dutta Mishra, J)

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