

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.90323 of 2024**

Arising Out of PS. Case No.-145 Year-2024 Thana- PARSAUNI District- Sitamarhi

Murari Paswan @ Murari Kumar S/o- Mahesh Paswan Village- Andhara Ps-  
Parsauni Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Uday Kumar, Advocate  
For the Opposite Party/s : Mr.Rajiv Nayan, APP

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

- 2      29-01-2025      1.              Heard learned Counsel for the petitioner and  
learned APP for the State.
2.              This application, for grant of anticipatory bail,  
arises out of Parsauni PS case no. 145 of 2024, disclosing  
offences punishable under Section 317(5) of B.N.S. Act and  
Section 30(a) of Bihar Prohibition and Excise Act.
3.              The prosecution story, as per the First  
Information report, is that upon secret information, when  
the informant along with police force reached at village-  
Mushari, they saw that 8-9 persons gathered there and upon  
seeing police party, they started fleeing away, out of which,  
one was caught hold by the police and he disclosed the  
name of the petitioner as one of the persons who fled away.



Upon search, 585 liters of illicit Nepali liquor was recovered near the field of Chunni Singh kept under the pipal tree and seizure list was prepared.

4. Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in this case on the basis of disclosure made by apprehended accused Law Paswan. He further submits that illicit liquor has been recovered from an open space, accessible to everyone.

5. Regard being had to the submissions made on behalf of the parties and taking into consideration the fact that illicit liquor has been recovered from an open space and name of the petitioner has transpired on disclosure of co-accused, I am inclined to grant the privilege of anticipatory bail to the petitioner.

6. This application is, accordingly, allowed.

7. Let petitioner, abovenamed, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Exclusive Special Excise Court No. 2, Sitamarhi in connection with Parsauni PS case



no. 145 of 2024, subject to the condition laid down under  
Section 482 of the Code of Criminal Procedure.

**(Anil Kumar Sinha, J)**

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