

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39949 of 2026

Arising Out of PS. Case No.-69 Year-2026 Thana- FULKAHA District- Araria

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Ajay Kumar Paswan @ Ajay Paswan @ Ajay kumar Son of Radhe Paswan
Resident of Village- Top Nababganj, Ward No. 12, P.S.- Fulkaha, District-
Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Advocate
For the Opposite Party/s : Mr.Harendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 27-07-2026 Heard learned counsel for the petitioner and learned
APP for the State.

02. In the present case, the petitioner seeks bail in connection with Fulkaha P.S. Case No. 69 of 2026 registered for the alleged offences under Sections 317(2), 317(5) of B.N.S. and Sections 30(a), 32 of Bihar Prohibition and Excise Act.

03. As per prosecution case, the petitioner was apprehended transporting 135 litres of country made Nepali liquor on a stolen motorcycle.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Nothing incriminating has been recovered from the person



or possession of the petitioner. The petitioner has no concern either with the seized liquor or the motorcycle. The petitioner is having antecedent of two cases of similar nature. The petitioner is in custody since 12.04.2026 and charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the submission of charge sheet and period of custody of the petitioner, the petitioner above named is directed to 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 learned Exclusive Special Judge, Excise-II, Araria/concerned Court in connection with Fulkaha P.S. Case No. 69 of 2026, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.



(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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