

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48525 of 2024

Arising Out of PS. Case No.-32 Year-2024 Thana- Excise P.S. District- Gopalganj

Rajvanti Kuwar @ Phua @ Pua W/o Ramchandra sahani R/o Village-
Dumariya, P.S.-Mohammadpur, District-Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Saurabh Kumar, Advocate
For the Opposite Party/s : Mr.Kanhiya Kishor, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA

ORAL ORDER

- 210-07-20241. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in connection with Excise
Mohammadpur P.S. Case No. 32 of 2024 instituted for the
offences punishable under Sections 30(a) of the Bihar
Prohibition and Excise Act.
3. The prosecution case, in short, is that total 75.72
litres of foreign liquor and country-made *chulai* have recovered
from outside the house of the petitioner.
4. Learned counsel for the petitioner submitted that the
petitioner is a innocent lady aged about 63 years and has falsely
been implicated in the present case. No incriminating article has
been recovered from the conscious possession of the petitioner



rather the recovery has been made from outside the house of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. Charge-sheet has been submitted in this case. The petitioner is in custody since 10.04.2024 and has no criminal antecedent. There is no compliance of Section 100 of the Cr.P.C.

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, clean antecedent 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 Excise Mohammadpur P.S. Case No. 32 of 2024.

(Rudra Prakash Mishra, J)

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