

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.78883 of 2023**

Arising Out of PS. Case No.-213 Year-2022 Thana- BAHADURPUR District- Patna

Ramkali Devi @ Ram Kaliya Devi, aged about 40 years (Female), Wife Of  
Late Raju Manjhi Resident Of Mohalla - Bahadurpur Musahari, Police Station  
- Bahadurpur, District - Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

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

For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND  
MALVIYA**

ORAL ORDER

4      27-02-2024                      The defect/s as pointed out by the Stamp Reporter be  
ignored.

2. Heard learned counsel appearing on behalf of the  
parties.

3. The petitioner seeks bail in connection with Ba-  
hadurpur P.S. Case No.-213 of 2022 registered for the offence  
under Section 30(a) of the Bihar Prohibition and Excise Act and  
Section 414 of the Indian Penal Code.

4. As per the prosecution case, it is a case of 144  
liters of country made liquor from the house of this petitioner.

5. Learned counsel appearing on behalf of the peti-  
tioner submits that petitioner has falsely been implicated in this  
case. He next submits that the name of the petitioner figured on



the basis of confessional statement of co-accused Niraj Kumar and he has no concern with the said Niraj Kumar. Petitioner is a lady and she is in custody since 20.06.2023. He next submits that similarly situated three co-accused persons have also been granted bail by a Co-ordinate Benches of this Court passed in Cr. Misc. Nos. 72312 of 2022, 44294 of 2023 and 81423 of 2023 respectively.

6. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

7. Considering the facts and circumstances and also considering that similarly situated co-accused persons have already been granted bail by a Co-ordinate Benches of this Court, let the petitioner, above named, is directed to be released on bail ***after framing of the charge*** in connection with Bahadurpur P.S. Case No.213 of 2022 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court of Excise, Patna City, Patna.

8. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been***



*submitted* then the above named petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

**(Ramesh Chand Malviya, J)**

Brajesh Kumar/-

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