

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80235 of 2024

Arising Out of PS. Case No.-360 Year-2024 Thana- Excise P.S. District- Begusarai

Kajal Devi @ Kajal Kumari Wife of Pintu Kumar village- Gandhinagar, gali
no 2, ward no 31, Ps -nagar District- begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Thakur, Advocate

For the Opposite Party/s : Mr. Abhay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 21-11-2024

Heard the parties.

2. The petitioner is in custody in connection with Begusarai Excise P.S. Case No. 360 of 2024 for the offence punishable under sections 30(a) and 32(3) of the Bihar Prohibition and Excise Act lodged on 21.10.2024 by the informant, Pramod Kumar Das.

3. As per the prosecution story, the Police upon secret information, raided the house and from the room, there is recovery/seizure of 108 liters of foreign liquor which led to the arrest/FIR.

4. Learned counsel for the petitioner submits that she is a lady, housewife, had no knowledge about the presence of the liquor, is a joint property and is in custody since 22.10.2024 (paragraph 11 of the petition).



5. Learned APP opposes the prayer for bail.

6. Considering the fact as also that the petitioner is a lady having no criminal antecedent and recovery is not from her conscious possession, this Court is inclined to extend her the privilege of bail with conditions.

7. Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Exclusive Special Excise Court-II, Begusarai, in connection with Begusarai Excise P.S. Case No. 360 of 2024 subject to the following conditions:

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of her bail bond by the Trial Court itself;

(iii) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner shall desist from committing any



criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of her bail bonds.

(Rajiv Roy, J)

Adnan/-

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