

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.7999 of 2025**

Arising Out of PS. Case No.-921 Year-2023 Thana- Excise P.S. District- Nawada

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Soni Kumari D/o Shankar Pandit R/o vill - Kumharua, P.S. - Rajauli, distt.-  
Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Niranjan Prasad Singh, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      06-03-2025                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner apprehends her arrest in a case  
registered for the offences punishable under Sections 30(a) and  
56(2)(ii) of the Bihar Prohibition and Excise (Amendment) Act,  
2018.

3. Learned counsel for the petitioner submits that  
petitioner is a person with clean antecedent and is a woman.

4. Allegation is of recovery of 13 litres of liquor from  
a motorcycle.

5. Learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from her conscious possession and she came to be  
implicated based on the fact that she is owner of the seized  
vehicle. It is further submitted that no prudent person would use



his/her own vehicle for committing an occurrence and thus would create evidence against himself/herself and hence would get implicated. It is next submitted that petitioner was completely unaware that Uday Kumar would misuse the vehicle in the manner as alleged who was also apprehended from the spot.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

7. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, be released on provisional anticipatory bail on furnishing bail bonds of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Nawada Excise P.S. Case No. 921 of 2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

8. It is made clear that thereafter the learned trial court shall verify the criminal antecedent of the petitioner and if it is found that petitioner has antecedent of even one case in that event the provisional anticipatory bail order shall not be



confirmed but if it is found on verification that petitioner is a person with clean antecedent in that event the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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