

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17733 of 2025

Arising Out of PS. Case No.-13 Year-2025 Thana- BRAHMPUR District- Buxar

Sarita Devi W/o- Late Harendra Yadav Village- Lalan Jee Ka Dera Brahmpur
Ps- Brahmpur Dist- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Roy, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 24-03-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Brahampur PS Case No. 13 of 2025 instituted for the offences
under Sections 30(a) and 41 of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that total 66.015
litres of foreign liquor was recovered from motorcycle and
house of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted



that recovery is made from the joint house of the petitioner where the other family members also reside. It is further submitted motorcycle in question does not belong to the petitioner. The petitioner is in custody since 28.01.2025 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. 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 of the petitioner 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 Brahampur PS Case No. 13 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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