

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20572 of 2025

Arising Out of PS. Case No.-1080 Year-2024 Thana- Excise P.S. District- Gaya

Ranju Devi W/O Avdhesh Chaudhary, Resident of Village- Ghorsari, P.S-
Barachatti, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rabia Gulnaz, Advocate

For the Opposite Party/s : Mr.Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-04-2025 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing on

behalf of the State.

2. The accused/petitioner is not named in F.I.R. and
apprehending her arrest in connection with Excise P.S. Case No.
1080 of 2024, registered for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Amendment Act,
2018.

3. The allegation against the petitioner is to be engaged
in illegal trading/manufacturing of illicit liquor, where, there is
recovery of 09 litres of IMFL/country made liquor from the Scooty.

4. Considering the submission as advanced by learned
counsel appearing for the petitioner and upon perusal of record, it



transpires that the petitioner implicated with present case only being the owner of scooty bearing registration no. BR02BG1618, which she provided to accused out of their acquaintance for personal use but same was misused for carrying illicit liquor, which was not in her knowledge. It is submitted that admittedly recovery of illicit liquor was not made from physical possession of this petitioner. Petitioner said to be involved in one more criminal case of similar nature, where she is on bail.

5. Learned APP opposed the prayer of bail.

6. Considering the aforesaid facts and circumstances and by taking note of fact as recovery of illicit liquor *prima facie* not appears to be made from conscious physical possession of this petitioner, who is a lady, accordingly, above named petitioner, in the event of her arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Excise Judge-III, Gaya/concerned Court, where the case is pending in connection with Excise P.S. Case No. 1080 of 2024, subject to the conditions as laid down under Section 482(2) of the BNSS, with further condition:-



“(i) That the petitioner shall not involve in similar nature of offence till the conclusion of trial, failing which, the State shall be at liberty to move before the learned Trial Court itself for the cancellation of bail bond of the petitioner.”

(Chandra Shekhar Jha, J)

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