

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22327 of 2025

Arising Out of PS. Case No.-80 Year-2025 Thana- BANJARIA District- East Champaran

Rani Kumari D/o Shankar Patel R/o Village- Banjariya Pandal (Sahu Tola
Banjariya), P.S.- Banjariya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mrs. Shaheen Begum, APP

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

ORAL ORDER

2 10-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Banjariya P.S. Case No. 80 of 2025 instituted for the offences
punishable under Sections 274, 275 of the IPC and 30(a) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 15 litres
of liquor was recovered from bag of the petitioner.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted
that the recovery has been made from the bag but the said bag



does not belong to the petitioner. Learned counsel further submitted that petitioner is neither the owner nor the driver of the vehicle from which the bag containing the illicit liquor has been recovered. The petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 05.02.2025 and has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP 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 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 Banjariya P.S. Case No. 80 of 2025.

(Rudra Prakash Mishra, J)

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