

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24730 of 2025

Arising Out of PS. Case No.-124 Year-2025 Thana- BARUN District- Aurangabad

Asha Devi W/o- Late Mosafir Ram Village- Banka Bigha,
Rampur(Pithanua),P.S-Barun, Dist- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP

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

ORAL ORDER

2 22-04-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Barun
PS Case No. 124 of 2025 instituted for the offences under
Sections 30(a)(b)(c)(d), 33 & 36 of the Bihar Prohibition and
Excise Act and Sections 317(2), 317(4) & 318(2) of the
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that 300 liters
country liquor and other manufacturing articles were recovered
from the 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 other family members also resides. The petitioner is in custody since 13-03-2025 and has got no criminal antecedent. There is no compliance of Section 103 of the BNSS, 2023.

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 Barun PS Case No. 124 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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