

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38023 of 2025

Arising Out of PS. Case No.-191 Year-2022 Thana- MOUZA HIDPUR District- Bhagalpur

Sumitra Devi W/o Prakash Choudhary R/o Village- Modi Nagar Harijan Tola
Kutubganj, P.S.- Babarganj, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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

ORAL ORDER

2 19-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Mojahidpur (Babarganj) P.S. Case No. 191 of 2022 instituted for
the offences punishable under Sections 30(a), 30(c), 30(d) of the
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 20 litres
of liquor, one gas cylinder, one gas oven and two posts have
been recovered from the house 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 rather the recovery has been made



from the joint house of the petitioner where other family members of the petitioner also reside. The petitioner has got no concern with the alleged recovery of liquor. The petitioner is in custody since 27.04.2025 and has two criminal antecedents. 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 Mojahidpur (Babarganj) P.S. Case No. 191 of 2022.

(Rudra Prakash Mishra, J)

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