

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40452 of 2025

Arising Out of PS. Case No.-306 Year-2025 Thana- Excise P.S. District- Purnia

Punam Devi Wife of Bnatu Das Resident of Village- Chhath Pokhar Tatma
Toli, P.S.- K. Hat, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar Bhagat, Advocate

For the Opposite Party/s : Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

4 16-09-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends her arrest in connection
with Excise P.S. Case No. 306 of 2025 instituted under Sections
30(a) and 47 of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 8.625 litre foreign
liquor has been recovered from a bag kept on the motorcycle of
the petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case due to being the owner of the said motorcycle. It is
submitted that on the date of occurrence the petitioner had given
her motorcycle bonafidely to one Lalan @ Lalla @ Julmi S/o
Ganesh Das who is a co-villager of the petitioner on his request



showing necessity of the medical treatment of his mother. The petitioner had no knowledge about the misuse of the vehicle by the said person who has taken the motorcycle. The petitioner has no concern with the seized liquor. Nothing has been recovered from the conscious possession of the petitioner and the petitioner has no knowledge about the occurrence. The petitioner is a lady having no criminal antecedent and she undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the concerned Court within six weeks from today, the petitioner be released on bail upon 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 Special Judge Excise (Court No.2), Purnea in connection with Excise P.S. Case No. 306 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

AjayMishra/-

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