

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42987 of 2025

Arising Out of PS. Case No.-243 Year-2025 Thana- Excise P.S. District- Siwan

Najmun Nisha @ Najmul Nisha Wife of Aladin Resident of Village -
Bishunpura, P.S.- Maharajganj, Distt.- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey

For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

2 14-07-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The instant application for anticipatory bail
has been filed by the petitioner apprehending his arrest in
a case instituted for the offence punishable under Section
30(a), 32(3) of Bihar Prohibition & Excise Act.

3. Prosecution case relates to recovery of 36
litres of beer from a motorcycle bearing Registration No.
BR-29AL-45481, which is stated to be owned by the
petitioner.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and



has committed no offence. She has no concern with the alleged recovery or with the place of occurrence. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. Apprehended co-accused persons are co-villagers of the petitioner and they have taken the aforesaid motorcycle on the pretext of some urgent work but they misused the motorcycle. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer of bail.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Siwan Excise P.S. Case no. 243 of 2025, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten



thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise II, Siwan, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

Nirajkrs/-

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