

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61062 of 2025

Arising Out of PS. Case No.-34 Year-2023 Thana- PANJWARA District- Banka

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Dukhni Devi W/o Brahmdev Singh @ Brahamdev Singh R/o Village - Sripur
Maniyamore, P.S - Naugachia, District - Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivanand Singh, Advocate

For the Opposite Party/s : Mr. Akbar Ali, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 03-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 157.560 litres of illicit
liquor was recovered from the car bearing Reg. No. BR01-N-
3313 of which petitioner is registered owner. Co-accused
Shivam Kumar apprehended on the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case being the owner of the seized car. Further submission is
that on the date of occurrence, petitioner had given her car to
co-accused Shivam Kumar on the pretext of going to Varanasi
for treatment and hospitalization of his uncle, but without
knowledge and consent of the petitioner, her vehicle was being
used for transportation of illicit liquor. Petitioner has no



concern with the seized illicit liquor. Nothing has been recovered from the conscious possession of the petitioner. It is submitted that co-accused Shivam Kumar has already been granted regular bail by a Co-ordinate Bench of this Court *vide* order dated 10.05.2023 passed in Cr. Misc. No. 22139 of 2023. Petitioner is a lady having clean antecedent and there is no chance of her absconding or tampering with the evidence. Petitioner is in custody since 21.07.2025 and she undertakes to cooperate in the trial.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released 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 Special Judge, Exclusive Court No. 2, Banka in connection with Special Case No. 53 of 2025, arising out of Panjwara P.S. Case No.34 of 2023.

(Sunil Dutta Mishra, J)

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