

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61403 of 2025

Arising Out of PS. Case No.-69 Year-2022 Thana- AAYAR District- Bhojpur

Chanda Devi, W/o Himat Lal Kumar @ Himat Lal Yadav @ Himat Yadav,
R/o vill - Chirapur, P.S.- Aayar, Distt.- Bhojpur, Bihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Uday Kumar, Advocate
For the State : Mr. Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 25-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Aayar P.S. Case No.69 of 2022, dated- 07.07.2022, registered for the offences punishable under Sections 147, 148, 149, 341, 323, 337, 338, 307, 353 of the Indian Penal Code and 30(a) of the Bihar Prohibition and Excise Act.

3. As per allegation, 80 liter of country made liquor has been recovered from the river-side with arrest of the persons involved in illegal manufacturing of liquor and in the confessional statement of the persons arrested on the spot, thirteen other persons were also involved in the illegal manufacturing of liquor. As per further case of the prosecution,



the co-accused, including the Petitioner forcibly got the arrested persons released.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that nothing has been recovered from the possession of the Petitioner and her name has transpired only in the confessional statement of the co-accused, which has no evidentiary value. He further submits that the Petitioner is not involved in any assault on the police to release the arrested persons. It is also stated that the Petitioner is a lady and she has nothing to do with the alleged offence.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the



date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court below, in connection with Aayar P.S. Case No.69 of 2022, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

Chandan/-

U		T	
---	--	---	--

