

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64562 of 2025

Arising Out of PS. Case No.-183 Year-2025 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Vina Kumari D/o- Madhav Thakur Village - Sunderpur Chatti Pokhar P. S. -
LNMU Dist. - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Virendra Kumar
For the Opposite Party/s : Ms.Madhuri Lata

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 24-09-2025 Heard the parties.

2. The petitioner apprehends her arrest in connection with LNMU P.S. Case No. 183 of 2025, registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. The police in course of vehicle checking intercepted a person, who was going on a Scooty bearing registration No. BR07AW3892. In course of search, total 133.200 litres of Nepali liquor was recovered from the Scooty.

4. Learned Advocate for the petitioner submitted that the petitioner has been implicated in this case only on account of she being the owner of the Scooty in question. The apprehended co-accused, Anurag Kumar is none else but the



brother of the petitioner and in fact on the alleged date of occurrence, co-accused had taken the Scooty of the petitioner for some household work and the petitioner was not knowing as to whether her vehicle has ever been used for illicit purpose. The petitioner is a student having fair antecedent and she undertakes that she will fully cooperate in the proceeding of the court.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submitted that the use of the petitioner's vehicle in crime clearly suggests her involvement.

6. Having considered the submissions advanced by the learned Advocates for the respective parties and taking note of materials available on record, especially absence of the petitioner on the place of occurrence, coupled with the submission advanced and the materials, which, *prima facie*, do not attract the rigors provided under Section 76(2) of the Bihar Prohibition and Excise Act, 2016 as also the fact that the petitioner is a lady having fair antecedent, let the petitioner abovenamed be released on bail, in the event of her arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon



furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Judge-II, Darbhanga/concerned court in connection with LNMU P.S. Case No. 183 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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