

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63534 of 2025

Arising Out of PS. Case No.-33 Year-2024 Thana- Kaler District- Arwal

Sangeeta Devi Wife of Akhilesh Yadav RO Village - Yaddu Bigha, P.S. -
Pauthu, District - Aurangabad, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrit Lal, Advocate

For the Opposite Party/s : Mr.Kanhiya Kishor, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-09-2025 Heard Mr. Amrit Lal, learned counsel appearing on
behalf of the petitioner and Mr. Kanhiya Kishor, learned APP
for the State.

2. The petitioner seeks pre-arrest bail in connection
with Kaler P.S. Case No. 33/2024 registered for the offence(s)
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the allegation made in the FIR, 15 litres of
illicit liquor was recovered from a motorcycle bearing
Registration No.BR26H-9310, belonging to the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. Admittedly, at the time of
the alleged seizure and recovery of illicit liquor, petitioner was



not present and he has been made accused in this case, being the owner of the motorcycle in question, which was given by the petitioner to her nephew in good faith and the same was being driven by him at the time of said incidence and, as such, the petitioner had no idea that he was carrying liquor on the said vehicle. Petitioner has no concern with the seized liquor. Petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and also the fact that petitioner has clean antecedent, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of her arrest or surrender before the learned District Court within a period of four weeks from today, 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 Excise Judge-II, Jahanabad / Concerned Court in connection with / Kaler P.S. Case No. 33/2024, subject to the conditions as laid down under



Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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