

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65177 of 2025

Arising Out of PS. Case No.-465 Year-2024 Thana- TURKAULIYA District- East
Champaran

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Sunita Devi, W/o Late Madan Chaudhary, Resident of Village- Govindpur,
Ward No. 1, P.S.- Turkauliya, District- East Champaran Petitioner/s
Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Karandeep Kumar, Advocate
For the State : Mr. Suresh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 24-09-2025 Heard Mr. Karandeep Kumar, learned counsel for

the Petitioner and Mr. Suresh Prasad Singh, learned APP for the

State.

2. The petitioner apprehends her arrest in connection
with Turkauliya P.S. Case No. 465 of 2024 dated 30.10.2024
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act (hereinafter referred as ‘Excise
Act’).

3. The main submissions advanced by the petitioner’s
counsel are that the instant matter relates to the recovery of 20
litres of country-made liquor from an open place which is said
to be situated behind the house of this petitioner and the
prosecution’s allegation with regard to showing the petitioner's
involvement in the alleged offence is based solely on the
disclosure made by the police chowkidars, except this, there is



no material to show the petitioner's involvement in the commission of the alleged offence under which the FIR has been registered and the alleged offence does not attract even *prima facie* against the petitioner, hence, his prayer for anticipatory bail is not hit by the provisions of Section 76(2) of the Excise Act.

4. Learned APP appearing for the State has opposed the prayer for bail of the petitioner.

5. In the facts and circumstances of this case, as well as considering the submissions as stated above, in my opinion, the petitioner deserves the relief of anticipatory bail. Accordingly, let the petitioner named-above, in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Turkauliya P.S. Case No. 465 of 2024, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Shailendra Singh, J)

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