

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70282 of 2025

Arising Out of PS. Case No.-37 Year-2025 Thana- ALAMGANJ District- Patna

Ayushi Kumari W/o Bittu Kumar Resident of Mohalla- Pallawai Nagar, P.S.-
Alamganj, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvottam Kumar, Advocate

For the Opposite Party/s : Mr. Shaheen Begum, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 13-10-2025 Heard the parties.

2. The petitioner apprehends his arrest in connection with Alamganj P.S. Case No. 37 of 2025 for the offence registered under sections 30(a) and 32 of the Bihar Prohibition and Excise Act lodged on 11.01.2025 by the informant, Sanjay Kumar Singh.

3. As per the prosecution story, the informant alleges that a scooty was intercepted and there is recovery/seizure of 650 ml of foreign liquor, one Bittu Kumar was arrested, this led to the FIR.

4. Learned Counsel for the petitioner submits that Bittu Kumar is her husband, the Scooty is in her name and as such got implicated, she has no criminal antecedent.

5. Learned APP Mrs. Shaheen Begum for the State, on the other hand, opposes the prayer for anticipatory bail.



6. Taking into account as also the submission of the parties that petitioner is a lady and having no criminal antecedent only because of scooty in her name, got implicated, in that background, this Court is inclined to grant him the anticipatory bail with conditions.

7. However, if it is found that contrary to the statement made in paragraph 3, the petitioner has criminal antecedent, the present order shall become infructuous.

8. Let the petitioner in the event of arrest or surrender within a period of four weeks from the date of receipt of the order, shall be released on anticipatory bail on furnishing bail of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna City in connection with Alamganj P.S. Case No. 37 of 2025 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(i) one of the bailor of the petitioner(s) should be the family members/relatives/distant relatives of the petitioner, who shall provide official document to show his/her *bona fide*;

(ii) the petitioner(s) shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail



cancellation of his bail bond by the Trial court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Rajiv Roy, J)

Raj Ranjan/-

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