

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80213 of 2025

Arising Out of PS. Case No.-62 Year-2020 Thana- RAGHOPUR District- Vaishali

Rita Devi S/o Ramakant Ray R/o Village- Sukumarpur Zafarabad Dih, P.S.-
Rustampur (O.P.), District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner apprehends her arrest in a case registered for the offences punishable under Sections 414/34 of the Indian Penal Code as well as Section 30(a) of Bihar Prohibition and Excise (Amendment) Act, 2018.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and is a woman and allegation is of recovery of 330 litres of liquor along with two motorcycles from hut of Ramakant Ray. It is next submitted that petitioner was not arrested from the spot, as such, nothing was recovered from her conscious possession and is not the owner of any of the seized vehicles and she came to be implicated based on secret information which is the easiest way to implicate



someone when petitioner admittedly is a person with clean antecedent. It is also submitted that petitioner being wife of Ramakant Ray came to be implicated based on suspicion.

4. Learned A.P.P. opposes the anticipatory bail application.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of her arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on provisional anticipatory bail on his furnishing bail-bond in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned court of Exclusive Special Prohibition & Excise Court (Second)-cum-Additional District & Sessions Judge, Vaishali at Hajipur in connection with Raghapur (Rustampur O.P.) P.S. Case No.62 of 2020, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

6. The application stands allowed.

7. It is made clear that the learned trial Court after accepting the provisional bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is found that petitioner has antecedent of even one case, then it



would be presumed that petitioner for the purposes of obtaining anticipatory bail had concealed her antecedent before this Court, in that event, the present provisional anticipatory bail order shall not be confirmed, but if on verification, it is found that petitioner is a person with clean antecedent, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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