

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87879 of 2024

Arising Out of PS. Case No.-218 Year-2024 Thana- KHANPURA District- Samastipur

Poonam Devi @ Punam Devi W/o- Shankar Mahto @ Shankar Prasad Mahto
R/o- Nathudwar ward no. 8, P.S. Khanpur District-Samastipur Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Tapeswar Sharma, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 29-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Khanpur PS Case No. 218 of 2024 instituted for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 57.37
litres of liquor was recovered from petitioner's house.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted
that recovery is made from the joint house of the petitioner
where the other family members also reside. The petitioner is in



custody since 01.10.2024 and has got no criminal antecedent.
There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently
opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances
of the case, clean antecedent of the petitioner and the period of
custody undergone by the petitioner, this Court is inclined to
grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing
bail bonds of Rs.10,000/- (Ten thousand) each with two sureties
of the like amount each to the satisfaction of Court
below/concerned Court in connection with Khanpur PS Case
No. 218 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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