

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12117 of 2026

Arising Out of PS. Case No.-25 Year-2026 Thana- AAJAM NAGAR District- Katihar

1. Rekha Devi W/o Nagina Vishwash R/o Village - Chakdha, P.S - Azamnagar, District - Katihar
2. Anokha Devi W/o Manil Vishwas @ Malin Vishwas R/o Village - Chakdha, P.S - Azamnagar, District - Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mrs.Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 23-02-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Azamnagar P.S. case
No. 25 of 2026 instituted for the offences under Section 30(a)
of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 113 liters
liquor was recovered from Toto.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered
from the conscious possession of the petitioners. The petitioners
have got no concern with the alleged recovery of liquor. The



vehicle in question does not belong to the petitioners. It is further submitted that the petitioners were sitting as passengers in the vehicle and have no knowledge regarding the nature of goods kept in vehicle. The petitioners are in custody since 20.01.2026 and have got one criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

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

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

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Azamnagar P.S. case No. 25 of 2026.

(Rudra Prakash Mishra, J)

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