

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16881 of 2026

Arising Out of PS. Case No.-16 Year-2026 Thana- Excise P.S. District- Saran

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1. Pramila Devi W/o- Anand Sahni R/O vill- Indwara Ps- Chaklall Sen Distt- Samastipur
 2. Indrasan Devi @ Indarshan Devi D/o- Late Ram Narayan Sahni R/o Vill- Raja Ghat PS-Alamganj Chowki Distt- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shekhar Harshvardhan, Advocate

For the Opposite Party/s : Mr. Bishweshwar Ram, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 17-03-2026 Heard Mr. Shekhar Harshvardhan, learned counsel
for the petitioners and Mr. Bishweshwar Ram, learned
Additional Public Prosecutor for the State.

2. Petitioners seeks bail who are in custody since
21.01.2026 in connection with Sadar Excise Saran P.S. Case No.
16 of 2026, F.I.R. dated 21.01.2026 for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise
Act, 2018.

3. Recovery is of 18.540 liters of illicit foreign liquor.

4. Learned counsel for the petitioners submits that
petitioners have clean antecedent and they have falsely been
implicated in the present case. Infact nothing has been recovered



from the conscious possession of the petitioners but the police had prepared seizure list and shown that the recovery has been made from the possession of the petitioner and the seizure list witnesses are the police personnel. He further submits that there is non-compliance of Section 103 and 105 of BNSS and the petitioners are in custody since 21.01.2026.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances, the petitioners have clean antecedent and there is non-compliance of Section 103 and 105 of BNSS, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.03, Saran at Chapra in connection with Sadar Excise Saran P.S. Case No. 16 of 2026, subject to the following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.



ii. If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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