

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37118 of 2026

Arising Out of PS. Case No.-55 Year-2026 Thana- THALI District- Nawada

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Renu Devi W/o Rajesh Rajbanshi Resident of Village- Madhopur, P.S.- Thali,
District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 09-06-2026 Mentioning for urgent hearing was allowed,

considering as petitioner is a lady.

2. Heard learned counsel appearing on behalf of

the petitioner and learned Additional Public Prosecutor

appearing on behalf of the State.

3. The accused/petitioner is named in FIR and

apprehending her arrest in connection with Thali P.S. Case

No. 55 of 2026 registered for the offences punishable under

Section 30(a)/41 of the Bihar Prohibition and Excise Act,

2016/Amendment Act, 2022.

4. The allegation against the petitioner is to be

engaged in illegal trading/manufacturing of illicit liquor,



where, there is recovery of 60 litres of IMFL/Mahua liquor from the place of occurrence.

5. Learned counsel appearing on behalf of the petitioner submitted that the alleged country made mahua liquor was recovered from the house of co-accused Hiralal Rajbanshi, who is the co-villager of the petitioner and out of inimical term, he named this petitioner who is lady. It is pointed out that admittedly recovery was not made from the conscious physical possession of this petitioner. Explaining criminal antecedent, it is pointed out that out of village politics, this petitioner was implicated in four criminal cases of similar nature, where she is on bail.

6. Learned APP opposed the prayer of bail.

7. Considering the aforesaid facts and circumstances as recovery of illicit liquor *prima facie* not appears to be made from the conscious physical possession of this petitioner, who is a lady, accordingly, above named petitioner, in the event of her arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond



of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No. I, Nawada/concerned Court, where the case is pending in connection with Thali P.S. Case No. 55 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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