IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77049 of 2026

CNR No. BRHC011104962026

Arising Out of PS. Case No.-310 Year-2026 Thana- SULTANGANJ District- Patna

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Mala Devi @ Kalo Devi W/o Raja Ram R/o - Purani Ambedkar Colony, P.S.- Sultanganj, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Harish Kumar, Advocate
For the Opposite Party/s : Ms. Sucheta Yadav, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Sultanganj P.S. Case No. 310 of 2026 for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, upon information that the petitioner has stored liquor in a public water tank in a colony, the said tank was raided and altogether, 20 litres of country-made liquor was recovered.

4. Learned counsel for the petitioner has submitted that the petitioner is a lady and she has been falsely implicated in this case. It has further been submitted that the said water tank from which the alleged recovery has been made is a public

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water tank and is accessible to all. It has further been submitted that except the secret information received by the police, there is no material against the petitioner. It has further been submitted that procedures prescribed under Section 103/105 B.N.S.S. has not been followed with. It has lastly been submitted that the petitioner has got no criminal antecedent.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioner.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances as well as the place of recovery not being in exclusive possession of the petitioner as also the petitioner being a lady, let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, 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 Special Judge, Excise, Patna City, in connection with Sultanganj P.S. Case No. 310 of 2026, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Praveen Kumar, J)

Abdus/-

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