

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51458 of 2025**

Arising Out of PS. Case No.-78 Year-2025 Thana- RUDRAPUR District- Madhubani

1. Anita Devi W/O Ravi Paswan R/O Village- Gaur Andhra, P.S- Rudrapur, Distt.- Madhubani.
2. Shubhkala Devi W/O Ganga Ram Paswan R/O Village- Gaur Andhra, P.S- Rudrapur, Distt.- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate
For the Opposite Party/s : Mr. Mithlesh Kumar Khare, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 31-07-2025 Heard learned counsel appearing on behalf of the petitioners and learned A.P.P. appearing on behalf of the State.

2. The petitioners apprehends their arrest in a case registered for the offence punishable under Sections 274, 275 of the B.N.S. and Section 30(a) of the Excise (Amendment) Act.

3. As per prosecution case, 45 litres foreign liquor was recovered from an open place.

4. It is submitted by learned counsel appearing on behalf of the petitioners that petitioners are quite innocent and have committed no offence. No incriminating article has been recovered from conscious possession of the petitioners and they have falsely been implicated in this case merely on suspicion. The alleged illicit liquor has been recovered from an open place,



which is accessible to one and all. Petitioners claim to have clean antecedents.

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

6. Considering the nature of accusation, fact that no incriminating article has been recovered from conscious possession of the petitioners and clean antecedents, the prayer for grant of anticipatory bail to the petitioners is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioners be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge (Excise), Jhanjharpur, Madhubani, in connection with Rudrapur P.S. Case No. 78 of 2025, subject to condition as laid down under Section 482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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