

**In the Court of District & Addl. Sessions Judge-XIII**  
**cum-Spl. Excise Court No.-I, Gopalganj**  
**A.B.P. No. 1166 of 2026**

Ramita Devi, Aged about 35 Years, W/o Subash Ram, R/o village-Turkahan Pokhra, P.S. Gopalganj, District-Gopalganj, Bihar.

.....Petitioner.

Versus

The State of Bihar

.....Opposite Party.

-----  
Counsel for the Petitioner :- Sri Tuntun Shahi, Advocate

Counsel for the State :- Sri Awadhesh Prasad Mani, Spl. P.P.

Present:- Dhiraj Kumar Mishra,  
District and Additional Sessions Judge-XIII,  
Gopalganj

-----  
**Order**

**17.07.2026**

1. Anticipatory bail petition has been filed on behalf of petitioner **Ramita Devi**, who is apprehending his arrest in connection with Gopalganj Nagar P.S. Case No. 296 of 2026, U/s. 30(a) of Bihar Prohibition and Excise Amendment Act 2022.
2. Learned counsel for the accused-petitioner submits that the petitioner is quite innocent and he has committed no offence. He further submits that the prosecution story is totally false, fabricated and concocted and nothing has been recovered from the possession of the petitioner. He further submits that from perusal of F.I.R., it transpires that the petitioner has neither been arrested from the alleged PO nor any type of contraband liquor has been recovered from the conscious possession of the petitioner. He further submits that one case i.e Gopalganj P.S. Case No. 713/2024 is pending against the petitioner, so she may be enlarged on anticipatory bail.
3. On the other hand, learned Spl. P.P. appearing on behalf of the State opposed the anticipatory bail petition of the petitioner.
4. Heard the learned counsel for the parties and perused the case record. The allegation against the petitioner is that during patrolling duty, the informant received received a confidential information that Ramita Devi (the petitioner) has secretly kept the liquor in Kharpatawar behind the gumti shop in village- Turkahan Pokhra Ward No. 04. On receiving the information, when the informant and other police party

reached at Kharpatwar behind the gumti shop, and started checking nearby places, and the police team recovered **total 76.800 liter** of illicit country-made liquor from the sack and cartoons. It is alleged that on interrogation about the liquor, the local villagers disclosed that the said liquor belongs to Ramita Devi (the petitioner) who usually sell the liquor after hiding in Kharpatwar, so there is specific allegation against the petitioners under the provision of Bihar Prohibition and Excise Act 2016. It further appears that the petitioner is named accused in the F.I.R. and investigation against the petitioner is at initial stage. It further appears that the petitioner himself admits **one more case is pending against him as mentioned in para No. 03 of the anticipatory bail petition.**

5. In view of the above mentioned facts and circumstances of the case and also considering that **the petitioner is having one criminal antecedent** and the investigation of this case is still at initial stage and also that anticipatory bail petition of the petitioner is not maintainable U/s. 76(2) of Bihar Prohibition and Excise Amendment Act 2018. Accordingly the prayer for anticipatory bail of the petitioner stands rejected.

(Dictated)

(DHIRAJ KUMAR MISHRA)  
DAJ-XIII-cum-Spl. Judge  
Excise-I, Gopalganj.