

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6815 of 2016

Arising Out of PS.Case No. -3 Year- 2016 Thana -TANDWA District- AURANGABAD

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Anju Devi, W/o Umakant Dubey

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-02-2016

Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since 14.01.2016 in a case registered for the offences punishable under sections 20(b)/23/25/27/27(a)/29 of The Narcotic Drugs and Psychotropic Substances act, 1985.

Prosecution case is that on secret information that the petitioner's husband Umakant Dubey is dealing with narcotics, the raid was made in the in-laws house of Umakant Dubey when this petitioner being wife of Umakant Dubey obstructed the raiding party to enter into the house. In the meantime, Umakant Dubey made an attempt to flee away from the house with a bag when he was caught and from the said bag 2 kgs 'ganja' and 500 gms 'charas', country made pistol and one Samsung mobile were

recovered.

It is submitted by learned counsel for the petitioner that admittedly there is no recovery from the petitioner. In fact, the recovery is from the bag which was being carried by the husband of the petitioner and the petitioner is a lady having no criminal antecedent. A statement to that effect has been made in paragraph 3 of the petition.

The learned APP for the state admits that actually recovery was made from the husband of the petitioner.

Considering the aforesaid facts, let the above named petitioner 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 learned Sessions Judge-cum-Special Judge, Aurangabad in connection with Tandawa P.S. Case No.3/2016.

(Dinesh Kumar Singh, J)

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