

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60492 of 2017

Arising Out of PS. Case No.-100 Year-2017 Thana- GOVERNMENT OFFICIAL COMP.
District- Muzaffarpur

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Bachchi Devi, W/o Late Jagdish Sah, resident of Mohalla- Karpuri Nagar
Akharaghat, P.S.+ District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh
For the Opposite Party/s : Mr. MD. ARIF

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending her arrest in a case registered under Sections 30(a), 32(2), 32(3) and 38 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 178 liters wine is recovered.

It has been submitted on behalf of the petitioner that there is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has come on the basis of confessional statement of co-accused made before police as per complaint. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case.



It is alleged that 178 liters wine is recovered from a car and a hut by the side of the house of the petitioner. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the complaint.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur in connection with P.R. Case No.13/17-18, Excise case No.100/17, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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