

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16806 of 2017

Arising Out of PS.Case No. -16 Year- 2017 Thana -AMBA District- AURANGABAD

=====

1. Kamla Devi, Wife of Bhagwan Saw, resident of Village-Dumari, P.S.-
Amba, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Leelawati Kumari

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-04-2017 Heard the parties.

The petitioner is apprehending his arrest in connection with
Amba P.S.Case No.16 of 2017 registered for offences punishable
under Sections30(a) of the Bihar Excise Act, 2016.

Allegation against the petitioner is that when the police
raided her house, she fled away and 05 ltrs. country-made
“*Mahua*’ liquor have been recovered from her house.

It is submitted on behalf the petitioner that the petitioner is
aged about 65 years old and the recovery is from the joint house
and nothing has been recovered from the possession of the
petitioner.

Heard learned A.P.P. also.

Having heard both sides and in view of Section 76 (2) of the



Bihar Prohibition and Excise Act, 2016, I am not inclined to grant anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below within a period of six weeks and make prayer for regular bail, which will be considered by the learned court below on its own merit.

With the aforesaid observation, this application is dismissed.

(Vinod Kumar Sinha, J)

chn/-

U			
---	--	--	--

