

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47944 of 2018

Arising Out of PS.Case No. -200 Year- 2018 Thana -TURKAULIYA District-
EASTCHAMPARAN (MOTIHARI)

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Asha Devi, Wife of Rajendra Sahani, resident of Village- Kawalpur, P.S.
Turkauliya, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Humayou Ahmad Khan

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

2 06-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273/34 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

29.200 litres of country made liquor is said to have
been recovered from the house of the petitioner and her husband
namely Rajendra Sahani was apprehended while the petitioner
managed to escape.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the



conscious physical possession of the petitioner. She has no concern with the seized liquor. She has been falsely implicated in the case at the instance of her enemies. The house of the petitioner is inhabited by several family members and she had no knowledge of keeping of the said liquor in the house. She was not apprehended on the spot. She happens to be lady. She has been languishing in custody since 21.06.2018. Similarly situated co-accused, namely, Rajendra Sahani has been enlarged on bail by this court vide order dated 20.06.2018 passed in Cr. Misc. No. 34272 of 2018.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, East Champaran, Motihari in connection with Turkauliya P.S. Case No. 200 of 2018.

(Prakash Chandra Jaiswal, J)

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