

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69898 of 2018

Arising Out of PS. Case No.-166 Year-2018 Thana- SAHIYARA District- Sitamarhi

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Yashodhiya Devi @ Yashodha Devi, Wife of Tapeswar Paswan, Resident of
Village- Sahiyara Tolw- Chamanpur, Police Station- Sahiyara, District-
Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Smt. Pronati Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 07-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Sahiyara P.S. Case No. 166 of 2018 registered
for the offences punishable under Sections 272, 273 of the
Indian Penal Code and Section 30(A) of Bihar Prohibition and
Excise Act, 2016.

Allegation against the petitioner is recovery of
15.300 liters of Nepali Saufi wine from the bag of the
petitioner.

It has been submitted that petitioner is innocent and
has been falsely implicated in this case. Nothing was recovered
from her conscious possession. Petitioner has no criminal
antecedent and is in custody since 24.09.2018.

Considering the aforesaid fact and circumstances of the



case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Sitamarhi, in connection with Sahiyara P.S. Case No. 166 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the trial court shall take steps to cancel his bail bonds.

(S. Kumar, J)

Rajiv/Manoj

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