

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10638 of 2018

Arising Out of PS.Case No. -304 Year- 2017 Thana -RAMNAGAR District-
WESTCHAMPARAN(BETTIAH)

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Ramawati Devi W/o Late Bhota Mahto @ Mota Mahto, R/o Village-
Dhangar Toli, P.S.- Ramnagar, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Ram Sumiran Roy

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-02-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Ramnagar P.S. Case No.304 of 2017
registered for the offence punishable under Section 30(a) of Bihar
Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 6 litres of
illicit liquor from the possession of the possession of the
petitioner.

The learned counsel for the petitioner submits that
no recovery has been effected from possession of the petitioner
and moreover, the provisions of Section 100 Cr.P.C. has not been
complied, hence the entire seizure list is itself doubtful. It is



further submitted that the petitioner is having clean antecedent.

Considering the nature of accusation and the fact that, prima facie, no case is made out for the offences punishable under the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail, in the even of her arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Bettiah, West Champaran in connection with Ramnagar P.S. Case No.304 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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