

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11315 of 2018

Arising Out of PS. Case No.-132 Year-2017 Thana- MADANPURA District- Aurangabad

Meera Kumari Wife of Arvind KUMar, Resident of Village-Tilsa, P.S. Nasriganj, P.O. Thakurai Parasiya, District-Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Singh
For the Opposite Party/s : Mr. DR. AJEET KUMAR

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 Madanpur P.S. Case No. 132 of 2017 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2016.

The allegation is regarding recovery of 438 litres of illicit liquor from the vehicle of the petitioner.

The learned counsel for the petitioner submits that in fact no recovery has been made from the conscious possession of the petitioner and the petitioner also does not know how to drive a vehicle and the same was being driven by someone else, who in fact is responsible for the alleged recovered illicit liquor. The petitioner is said to be having a clean antecedent.



Considering the nature of accusation and the fact that prima facie no case is made out under the provisions of the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail, in the event 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 learned Additional Sessions Judge-VII-cum-Special Judge (Excise), Aurangabad in connection with Madanpur P.S. Case No.132 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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