

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.43069 of 2018**

Arising Out of PS.Case No. -271 Year- 2017 Thana -MAGADH MEDICAL COLLEGE District-  
GAYA

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Lila Devi W/o Late Raju Manjhi, R/o Vill.- Kaler Near Medical School,  
P.S.- Magadh Medical, District- Gaya.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance:**

For the Petitioner/s : Mr. Anil Kumar Saxena

For the Opposite Party/s : Mr. Smt. Madhuri Lata

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

3      26-07-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in a case registered for the  
offence punishable under Sections 30(a)(d) and 38(1)(2) of the  
Bihar Prohibition and Excise Act, 2016.

2.5 litres of country made liquor and 75 litres of Java  
Mahua which was destroyed in the course of excavating are said to  
have been recovered from the house of the petitioner.

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 article. The house of the petitioner is



inhabited by several family members and she had no knowledge of keeping of the said article in the house. She was not apprehended on the spot. There is violation of Section 100 Cr.P.C. She happens to be lady. She has been languishing in custody since 18.05.2018.

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, Gaya in connection with Magadh Medical P.S. Case No. 271 of 2017.

**(Prakash Chandra Jaiswal, J)**

Mishra/-

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