

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.798 of 2018

Arising Out of PS.Case No. -232 Year- 2017 Thana -LAUKHI District- MADHUBANI

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Phul Kumari Devi @ Phul Kumar Devi Wife of Sri Dipendra Mandal
Resident of village- Tharhi, Police Station- Laukahi, District- Madhubani

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 18-01-2018 Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection with
Laukahi P.S. Case No. 232 of 2017 for the offences punishable
under Sections 272, 273/34 of the Indian Penal Code and Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

The case of the prosecution is that upon receipt of
secret information, the police has conducted raid at the house of
Pintu Mandal and recovered 667.80 liters of Nepali liquor
whereafter entire family members of the accused Pintu Mandal
and Amit Mandal were made accused in the present case.

The learned counsel for the petitioner submits that if
any liability is there, it is on the said Pintu Mandal and Amit



Mandal. However, the other family members have been roped in just on the basis of suspicion and on account of law being such that in case if any prohibited item is recovered, then all the family members are implicated in the case. No direct allegation has been levelled against the petitioner and no recovery has been made from her conscious possession. It is further submitted that the petitioner has a clean antecedent and she is in custody since 25.11.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that the petitioner has a clean antecedent, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge (Excise), Madhubani in connection with Laukahi P.S. Case No. 232 of 2017.

(Mohit Kumar Shah, J)

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