

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58997 of 2018

Arising Out of PS.Case No. -137 Year- 2018 Thana -MAHARAJGANJ District- SIWAN

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Sarawati Devi, Wife of Late Rajendra Chaudhary, Resident of Village-
Ramapali, Post- Maharajganj, P.S.- Maharajganj, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar

For the Opposite Party/s : Mr. Smt Sangeeta Sharma

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
21.07.2018 in connection with Maharajganj P.S. Case No. 137 of
2018 for offences punishable under Sections 272/273/308 of the
Indian Penal Code and Section 41 (i) of the Bihar Prohibition and
Excise Amendment Act, 2016.

The prosecution case, as lodged by the police
personnel, is that on secret information, the house of the petitioner
was raided and ten liters of Mahua wine was recovered from her
house. Accordingly, a seizure list was prepared.



It has been submitted by the learned counsel for the petitioner that she is innocent and has been falsely implicated in the aforesaid case. He submits that the petitioner is a widow lady and is languishing in judicial custody since more than two months.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner has got one criminal antecedent against her for allegation of similar nature.

Considering the facts and circumstances and the materials on record, let petitioner, above named, 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 learned Additional District and Sessions Judge-II-cum-Special Judge Excise, Siwan in connection with Maharajganj P.S. Case No. 137 of 2018, subject to the condition that if the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned court below for cancellation of her bail bonds.

(Nilu Agrawal, J)

Devendra/Priyanka

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