

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42481 of 2018

Arising Out of PS.Case No. -122 Year- 2018 Thana -KHODABANDPUR District- BEGUSARAI

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Phool Kumari Devi, Wife of Ramashish Sahani, resident of village –
Bidulia, P.S.-Khodawandpur, District-Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogesh Kumar

For the Opposite Party/s : Mr. Parmanand Prasad

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 16-07-2018 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 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

5 litres of country made liquor is said to have been
recovered from the bamboo clump of the husband of the petitioner
and the petitioner was apprehended.

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 liquor. She has been falsely implicated in
the case at the instance of enemy. Place of recovery is open place



and is easily accessible to anyone. There is violation of Section 100 Cr.P.C. She has no criminal antecedent. She has been languishing in custody since 20.06.2018.

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 Addl. Sessions Judge-II cum Special Judge, Bihar Prohibition and Excise Act, Begusarai in connection with Khodawandpur P.S. Case No. 122 of 2018.

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(Prakash Chandra Jaiswal, J)

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