

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16189 of 2019

Arising Out of PS. Case No.-11 Year-2019 Thana- BAKHTIYARPUR RAIL P.S. District-
Patna

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SAMUNDRI DEVI W/O Bharosi Kevat Resident of Village- Badarwali, P.S.-
Chandi, District- Nalanda. At Present Address In Harnaut field in the house of
Sakal Yadav P.S.- Harnaut, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ganesh Sharma

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 15-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
02.02.2019 in a case registered for the offence punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

It is alleged that three ladies were apprehended,
including the petitioner, from the Bakhtiyarpur platform
carrying four bags, from which total 40 litres of country made
liquor were recovered.

It is submitted by learned counsel for the petitioner
that the petitioner was apprehended only on the basis of
suspicion. A statement has been made in paragraph no.3 of the
petition that the petitioner is not having any criminal antecedent.



Learned APP for the State submits that the recovery has been made from the conscious physical possession of the petitioner.

Considering the quantity of recovery and the petitioner being a lady coupled with statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released 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 Special Judge, Excise Act, Patna in connection with Bakhtiyarpur P.S. Case No.11 of 2019, Special Case No. 1186 of 2019.

(Dinesh Kumar Singh, J)

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