

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34223 of 2019

Arising Out of PS. Case No.-14 Year-2019 Thana- MADHWAPUR District- Madhubani

LEELA DEVI @ LILA DEVI, aged about 35 years, Wife of Ram Nath
Mahto Resident of Village - Bihari, P.S.- Madhawapur, District - Madhubani.
... .. Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr.Gagan Deo Yadav, Advocate
For the Opposite Party : Meena Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-05-2019 Heard learned counsel for the petitioner as well as
learned counsel for the State.

Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 272 and 273 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

Prosecution case is that 85.755 liters of wine has been
recovered from the north room of the petitioner who is a ward
member.

Learned counsel for the petitioners submits that the
petitioner has no criminal antecedent. Petitioner seriously
disputes the recovery which has not been conducted as per the
provisions of section 100 of the Cr.P.C. Petitioner has no
concern with the seized wine and the same has not been
recovered from her conscious possession. It is further submitted
that the house in question is not of the petitioner.



Considering the facts of the case, let the petitioner, above named, in the event of arrest/surrender before the Court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge II cum Special Judge, Excise, Madhubani/Court in seisin of Madhawapur Police Station Case No. 14 of 2019, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully co-operate with the investigation and trial of the case, failing which the Court below shall be at liberty to cancel the bail bond of the petitioner.

(Prabhat Kumar Singh, J)

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