

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61015 of 2019**

Arising Out of PS. Case No.-79 Year-2019 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

=====

SARDA DEVI @ SHARDA DEVI W/o Late Sudarshan Manjhi R/o village-
Khiriawan, P.S.- Magadh Medical, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Samir Kumar

For the Opposite Party/s : Mr.Pranav Kumar

=====

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 25-09-2019 This application, for grant of anticipatory bail, arises

out of Magadh Medical P.S. Case No. 79/2019, disclosing

offences under Sections 30(a) & (d) of the Bihar Prohibition of

Excise Act, 2016.

Allegation is of recovery of 5 litres of country made
liquor from the house of the petitioner.

Submission of learned counsel for the petitioner is
that she is a lady and has no criminal antecedent and has falsely
been implicated in this case and in fact nothing has been
recovered from her house.

Learned counsel for the State opposed the prayer for
bail and submitted that there is recovery from the house of the
petitioner, as such, she does not deserve the privilege of



anticipatory bail.

Having heard both sides, considering the facts and circumstances of the case, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner may surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, if possible on same day, without being prejudiced by this order.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

sunilkumar/-

U		T	
---	--	---	--

