

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82711 of 2019

Arising Out of PS. Case No.-141 Year-2019 Thana- MADHEPUR District- Madhubani

Lila Devi, aged about 35 years, wife of Nunu Mahto, Resident of Village -
Nawada, P.S.- Madhepur, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav

For the Opposite Party/s : Mr.Veena Rani Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in Madhepur
P.S. Case No. 141 of 2019 registered under Sections 272, 273 of
the I.P.C. and 30 (a) of Bihar Prohibition and Excise Act, 2018.

69.84 litres foreign liquor has been recovered from
the house of petitioner.

It has been submitted on behalf of the petitioner that
the said recovery is from the joint house of the petitioner in
which other co-sharers are also residing and not from his
conscious possession. Petitioner has no criminal antecedent and
Section 100 Cr. P. C. procedure has not been followed. There is
no threat of tampering with evidence.

Considering the aforesaid facts and circumstances as
well as nature of accusation, in the event of arrest or surrender



within a period of six weeks from today, let the above named petitioner 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 A.D.J -II -cum-Special Judge (Excise) Act, Madhubani in connection with Madhepur P.S. Case No. 141 of 2019 on the following conditions:

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail-bond shall be cancelled by the Court below.

(ii) if the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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