

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2653 of 2020

Arising Out of PS. Case No.-900 Year-2019 Thana- BETTIAH CITY District- West
Champaran

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Nirmala Devi, Wife of Late Biswas Ram Resident of Village - Ambedkar
Nagar, Baswariya, P.S. - Bettiah Town, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar
For the Opposite Party/s : Mr. Akbar Ali

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 28-02-2020 Heard learned counsels for the petitioner and the

State.

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

It is alleged that from the house of the petitioner, 12 litres
of country made liquor were recovered.

It is submitted by learned counsel for the petitioner that the
petitioner was not residing in the house in question and
maliciously he has been roped in the present case. A statement
has been made in paragraph no.3 of the petition that the
petitioner is not having any criminal antecedent.

Learned APP submits that recovery has been made from



the house of the petitioner.

Considering the nature of recovery, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

Accordingly, his prayer for anticipatory bail is rejected.

However, learned Court below may consider the prayer for regular bail of the petitioner if he surrenders within a period of six weeks in connection with Bettiah Town P.S. Case No. 900 of 2019, pending in the Court of learned Special Judge, Excise, Bettiah, West Champaran.

Accordingly, the present application is disposed of.

(Dinesh Kumar Singh, J)

Amrendra/-

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