

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7490 of 2020

Arising Out of PS. Case No.-36 Year-2019 Thana- JADOPUR District- Gopalganj

AMRITA KUMARI @ AMREETA KUMARI Son of Ashok Manjhi Resident
of Village - Bankata, P.S.- Gopalpur, Dist.- Gopalganj,

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh, Advocate

For the Opposite Party/s : Mr.Lakshmi Kant Sharma,APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 02-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner in this case is seeking anticipatory bail in connection with Yadopur P.S. Case No. 36 of 2019 registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case, though the liquor is said to have been recovered from the vehicle in question of which she is the registered owner but the said vehicle has already been sold to one Dipak Kumar but the name has not been transferred in the owner book.

Learned APP has opposed the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case



wherein it is the submission of learned counsel for the petitioner who is a lady and that the motorcycle was earlier purchased in her name but thereafter, the same was sold to one Dipak Kumar but the name was not transferred but finding that the motorcycle was allegedly being used for carrying the illicit liquor, the petitioner who is the registered owner of the vehicle, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.

However, in case the petitioner surrenders and prays for regular bail before the learned court below then her prayer for regular bail will be considered on its own merit on the same day considering that the petitioner is a lady and that according to her she had sold the vehicle to some other person.

The application stands disposed of.

(Rajeev Ranjan Prasad, J)

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