

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34730 of 2021

Arising Out of PS. Case No.-71 Year-2021 Thana- BUDDHACOLONY District- Patna

ARTI DEVI @ ARTI KUMARI W/o Karan Dhangar, D/o Ramesh Dhangar,
Resident of Village - Chine Kothi, P.S.- Buddha Colony, Dist.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ghanshyam Tiwary

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-09-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks after restoration of normalcy.

Learned counsel for the petitioner submits that
inadvertently, in the first line of first paragraph of the petition, in
place of “anticipatory bail”, “regular bail” has been typed.

Accordingly, “regular bail” mentioned in the first line of
first paragraph of the petition be read as “anticipatory bail”.

The petitioner is apprehending her arrest in Buddha
Colony P.S. Case No. 71 of 2021 registered for the offence
under Sections-272, 273/34 of the Indian Penal Code and
Section-30(a) of the Bihar Prohibition and Excise Act, 2018.



The prosecution case, in short, is that 10.98 liters wine is recovered.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has been falsely implicated in the present case. It is alleged that 10.98 liters wine is recovered from joint house of the petitioner. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on her personal bond to the satisfaction of learned Special Judge, Excise, Patna in connection with Buddha Colony P.S. Case No. 71 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioner shall



furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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