

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23416 of 2021

Arising Out of PS. Case No.-204 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Purnia

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Sima Devi W/o Kapildeo Paswan R/o village- Mathurapur, P.S. and District-
Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar
For the Opposite Party/s : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-01-2022 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending her arrest in a

case registered for the offences punishable under Section

30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 437.40 litres of Indian



made foreign from the Tata Magic vehicle. The petitioner is owner of the aforesaid vehicle.

It is submitted by learned counsel for the petitioner that petitioner has already sold the vehicle to one Pappu Kumar Das by a Ekrarnama on 26.08.2020. Though the vehicle has not been transferred in the name of Pappu Kumar Das.

Considering the fact that that the vehicle in question is still registered in the name of the petitioner from which huge quantity of illicit liquor has been recovered, this Court is not inclined to grant anticipatory bail to the petitioner.

However, if the petitioner surrenders within a period of four weeks from today and pray for regular bail, the same may be considered by the learned Court below without being prejudiced by the order of this Court and keeping in view the fact that petitioner is a lady and she was not apprehended from the spot.

With the aforesaid observation/direction, the



petition stands disposed off.

(Sunil Kumar Panwar, J)

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