

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.16941 of 2022**

Arising Out of PS. Case No.-49 Year-2022 Thana- MAKHDUMPUR District- Jehanabad

LALITA DEVI, aged about 45 years, Gender-Female, Wife of Late Lulendra Chaudhary @ Surendra chaudhary @ Sulendra Chaudhary, Resident of Village - Kohra, P.S. - Makhdumpur, District – Jehanabad.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr. Sanjay Kumar, Advocate  
For the Opposite Party : Mr. Ram Anurag Singh, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
ORAL ORDER

2      11-04-2022                      Heard learned counsel for the petitioner and learned counsel for the State.

Learned counsel for the petitioner is directed to remove the defects, as pointed out by the office, within a period of four weeks.

The petitioner is apprehending her arrest in connection with Makhdumpur (Tehta O.P.) P.S. Case No. 49/2022 for the offence registered under Sections 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

The prosecution story, in brief, is that total 6 liters



wine is recovered from the joint house of the petitioner.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. It is alleged that 6 liters wine is recovered from the joint house of the petitioner. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. 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. The petitioner is a lady.

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

Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No. 1, Jehanabad, in connection with Makhdumpur (Tehta O.P.) P.S. Case No.



49/2022, subject to the conditions as laid down under Section  
438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

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