

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23969 of 2022

Arising Out of PS. Case No.-126 Year-2022 Thana- GOPALGANJ TOWN District-
Gopalganj

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Sunita Devi Wife of Raju Kumar Resident of Village Mainpur, P.S. and
District Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Setu Prateek, Advocate
For the State	:	Mr. Braj Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 17-08-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends her arrest in a case
registered for the offences punishable under Sections 30(a) and
41(i) of the Bihar Prohibition and Excise Act.

18 litres of country made liquor has been recovered
from behind the house of the petitioner.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. It is submitted that there is no recovery from the
conscious possession of the petitioner. It is further submitted
that country made liquor has been recovered from behind the
house of the petitioner which is an open place. It is lastly



submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application.

Petitioner is ready to deposit a sum of Rs.10,000/- (rupees ten thousand) in Bihar Kishore Nyay Nidhi, Apna Ghar, Near Lalit Bhawan, Bailey Road, Patna bearing Saving Bank Account No.35094613009, State Bank of India, Branch Name Patna Secretariat Sinchai Bhawan, Branch Code-153, IFSC Code-SBIN0000153.

Taking into consideration the fact aforesaid and the fact that there is no recovery from the conscious possession of the petitioner, let petitioner, above named, in the event of her arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge, 2nd-cum-Special Judge, Excise Court No.1, Gopalganj in connection with Gopalganj (Town) P.S. Case No.126 of 2022, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure as well as subject to the further conditions that:

(i) One of the bailors will be own blood relative of the



petitioner, preferably, father, mother, brother, sister and/or his wife.

(ii) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(Anjani Kumar Sharan, J.)

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