

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52314 of 2021

Arising Out of PS. Case No.-18 Year-2021 Thana- KOCHADHAMAN District- Kishanganj

KAMLI KUMARI Wife of Arjun Kumar @ Arjun Mahto Resident of Village
- Mordiwa, P.S.- Muffasil, District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mahendra Pratap

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-04-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Kochadhaman P.S. Case no. 18 of 2021 instituted for the offence punishable under Section 420 of the Indian Penal Code and Section 30(a), 32, 36 and 41 of the Bihar Prohibition and Excise Act, 2016.

Prosecution case relates to recovery of 540 litres country made wine from the Bolero Pick up van of the petitioner

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. He has got no criminal antecedent.



Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that the alleged vehicle belongs to the petitioner, from where recovery of illegal liquor has been made, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

However, if the petitioner surrenders and prays for regular bail, the same may be considered by the court below taking into consideration that petitioner is a lady.

(Sunil Kumar Panwar, J)

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