

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55364 of 2021

Arising Out of PS. Case No.-277 Year-2021 Thana- ARARIA District- Araria

1. TULLU MURMU @ SURAJ KUMAR MURMU Son of Sogram Murmu Resident of Village- Madanpur Santhali Ghat, P.S.- Madanpur (O.P.), District- Araria.
2. Munni Kisko W/o Tullu Murmu @ Suraj Kumar Murmu Residents of Village- Madanpur Santhali Ghat, P.S.- Madanpur (O.P.), District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 24-02-2022 Heard both the parties.

The petitioners seek bail in anticipation of their arrest in connection with Araria (Madanpur) P.S. Case No.277 of 2021 instituted for the offences under Sections 30(a) of the Bihar Prohibition and Excise Act, 2016.

learned counsel for the petitioners submits that the liquor has been recovered from the house of the petitioners. The petitioner no.2 is the wife of the petitioner no.1.

Taking into consideration the over all aspect and recovery having been made from the house of the petitioner no.1, the anticipatory bail application of the petitioner no.1 is rejected, while the anticipatory bail application of the petitioner



no.2 is allowed, and in the event of arrest, she shall be released on bail subject to the conditions as laid down under section 438 (2) of the Cr.P.C., which are as under:-

1. The petitioner, namely, Munni Kisko shall furnish personal bond with her recent self-attested photograph and surety of the like amount on the following conditions at the satisfaction of the investigating officer.

2. The petitioner shall cooperate with the investigation and make herself available for interrogation whenever required.

3. The petitioner shall not directly or indirectly make any inducement, threat or promise to any witness acquainted with the facts of the case so as to dissuade her from disclosing such facts to the court or to any police officer,

4. The petitioner shall not obstruct or hamper the police investigation and not to play mischief with the evidence collected or yet to be collected by the police;

5. The petitioner shall not leave the territory of Araria without prior permission of the court, till trial is over;

6. The petitioner shall maintain law and order;

7. The petitioner shall, at the time of execution of the bond, furnish her address and mobile number to the investigating officer, and the court concerned, and shall not



change the residence till the final disposal of the case;

8. The petitioner shall surrender her passport, if any, before the investigating officer within a week and, if she does not possess any passport, she shall file an affidavit to that effect before the investigating officer;

9. The petitioner shall regularly remain present during the trial and cooperate with the Hon'ble court to complete the trial for the above offences.

(Sanjeev Prakash Sharma, J)

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