

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42890 of 2022**

Arising Out of PS. Case No.-70 Year-2022 Thana- NOWKOTHI GARHPURA District-
Begusarai

Manju Devi @ Ranju Devi Wife of Mantu Mahto R/o Village- Maajnupur,
P.S- Nawkothi, Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arjun Prasad, Advocate
For the Opposite Party/s : Mrs. Rita Verma, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

2 14-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be
removed within a period of four weeks from today.

The petitioner apprehends her arrest in a case
registered for the offence punishable under Section 30 (a) of the
Bihar Prohibition and Excise Act, 2016.

Recovery is of 18 liter of foreign liquor.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and she has falsely been
implicated in the present case. He further submits that nothing
has been recovered from the conscious possession of the
petitioner and the name of the petitioner has been transpired



only on the basis of deposition made by the local chawkidar. He further submits that it appears from the FIR and Seizure List that alleged recovery has been made from a maize field of one Bachhu Singh and the petitioner has no concern at all with the alleged recovery of the illicit liquor.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of her arrest or surrender within a period of four weeks, be released on anticipatory bail on furnishing bail bond or Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Nowkothi P.S. Case No. 70 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and also the following conditions:

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on her absence on two consecutive dates without sufficient reason, her bail bond shall be cancelled by the Court below.

2. If the petitioner tampers with the evidence or the



witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

3. And further condition that the Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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