

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49927 of 2022

Arising Out of PS. Case No.-1474 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Aurangabad

=====

MAMTA KUMARI W/O ASHISH SHARMA Residnet of Itki Road, Bans
Toli, Hehal, P.S.- Sukhdeu Nagar, District- Ranchi, Jharkhand

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Yugal Kishore, Advocate
For the Opposite Party/s : Mr. Harendra Prasad, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 02-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

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

Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 1140 liters of liquor from cartoons from a Mahindra
vehicle which was coming from Aurangabad.

Learned counsel for the petitioner submits that the
petitioner was not apprehended from the spot as such nothing
was recovered from her conscious possession, it is next
submitted that petitioner being owner of the alleged vehicle



came to be implicated. Learned counsel next submits that petitioner was completely unaware that the driver would misuse the vehicle for such illegal purpose as no prudent person would use her own vehicle for committing an offence and thus create evidence against herself.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of her arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 1,000/- (Rupees One Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Excise P.S. Case No. 1474 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

GauravSinha/-

U		T	
---	--	---	--

