

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49586 of 2022

Arising Out of PS. Case No.-257 Year-2022 Thana- BAGHA District- West Champaran

SONI DEVI W/O JITAN RAM Resident of Village- Naraipur, Ward no- 12,
P.S.- Bagaha (Pathkauli), District- West Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Anand Kishore Choudhary
For the Opposite Party/s	:	Mr.Anand Mohan Prasad Mehta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-11-2022 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 Bagaha (Pathkauli) P.S. Case no. 257 of 2022 instituted for the offence under Section 30(a) of the Bihar Prohibition of Ex-cise Act.

Prosecution case relates to recovery of five litres of deshi liquor from the adjacent wall of the petitioner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. she has got no criminal antecedent. The name of the petitioner has been disclosed in this case by the nearby person before the police, which has no evidentiary value in the eye of



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

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

Having heard learned counsel for the parties and considering the recovery of meagre quantity of five litres of liquor, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of her arrest or surrender in connection with Bagaha (Pathkauli) P.S. Case no. 257 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Bagaha, West Champaran subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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