

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.57281 of 2022**

Arising Out of PS. Case No.-50 Year-2022 Thana- JIRADEI District- Siwan

CHANDA DEVI Wife of Sri Sanjay Prasad R/V. - Jamalpur, P.S - Jiradei,  
Dist. - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      04-11-2022                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State through the virtual Court proceedings.

Let the defect(s), if any, be removed within a period  
of four weeks.

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.

Learned counsel for the petitioner submits that  
petitioner is a person with clean antecedent.

Allegation is of recovery of 17 litres of liquor from  
the brick room of Sanjay Prasad.

Learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from her conscious possession. It is further submitted  
that petitioner being wife of Sanjay Prasad came to be



implicated when petitioner being woman and wife of Sanjay Prasad was completely unaware that her husband had kept the liquor in the house, hence, it is submitted that the mere fact that liquor was recovered from the house without the knowledge of the petitioner does not prima facie connect the petitioner with the offence.

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 Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.1,000/- (Rupees One Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Jiradei P.S. Case No. 50 of 2022, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

**(Satyavrat Verma, J)**

Kundan/-

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