

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58563 of 2022

Arising Out of PS. Case No.-81 Year-2022 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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RUPA KUMARI W/o Sanjiv Ranjan Resident of Village- Simarkol, Police
Station- Rajauli, District- Nawada (owner of the Vechicle bearing Registration
No. JH-02BE-5207)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-11-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends her arrest in a case
registered for the offences punishable under Sections 30(a),
32(ii) and 41(i) of the Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner is a woman having clean antecedent and allegation is
of recovery of 206.025 litres of liquor from a car.

Learned counsel for the petitioner submits that the
petitioner was not apprehended from the spot as such nothing
was recovered from her conscious possession and she came to
be implicated as the car was registered in her name, it is next
submitted that no prudent person would use his own vehicle for



committing a crime and thus create evidence against herself. It is further submitted that the petitioner was completely unaware that her family members would be carrying liquor in the vehicle.

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 Sheikhopur Sarai P.S. Case No. 81 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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