

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4364 of 2023

Arising Out of PS. Case No.-47 Year-2019 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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Shanti Devi Wife Of Birendra Choudhari @ Balindra Chaudhary R/O Vill.-
Bemta Nawadih, P.S.- Magadh Medical, Distt.- Gaya

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Avnish Kumar Singh, Advocate
For the Opposite Party/s : Mr. Umeshanand Pandit, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 03-04-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 30(a)(d) of the Bihar
Prohibition and Excise Act.

Prosecution case is that 200 liters soaked Mahua was
recovered from the house of the petitioner.

Learned counsel appearing for the petitioner submits
that the petitioner has falsely been implicated in this case
because she is wife of co-accused Birendra Chaudhari from
whose house the said recovery has been made. No incriminating
material has been recovered from the conscious possession of
the petitioner and he is no way connected with the aforesaid
recovery. Petitioner is a lady and has got no criminal antecedent.



Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Exclusive Special Excise Judge, Court No.1, Gaya in Magadh Medical Police Station Case No. 47 of 2019, Excise Act subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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