

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16089 of 2023

Arising Out of PS. Case No.-58 Year-2021 Thana- CHAKAND District- Gaya

RAJNI TYAGI Wife of Kapil Tyagi R/o Ara Garden Residency, Block- 5 Flat
No. 544, Jagdeo Path, Bailey Road, Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sukriti Kumari, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-05-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30(a) 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 185 liters of liquor from a car.

Learned counsel for the petitioner submits that the petitioner was not arrested from the spot as such nothing was recovered from his conscious possession, it is next submitted that the police in a mechanical manner investigates cases and falsely implicate innocent persons, it is next submitted that from bare perusal of *Annexure-2*, it would manifest that the vehicle of the petitioner was stolen prior to the occurrence for which the



petitioner had approached the concerned police station but when his F.I.R. was not registered, he made an application before the Senior Superintendent of Police, Patna, but still no action was taken, thereafter, he filed a complaint based on which the present F.I.R. came to be instituted as is evident from *Annexure-2*.

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 his 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) 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 Chakand P.S. Case No. 58 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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