

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34833 of 2023

Arising Out of PS. Case No.-40 Year-2023 Thana- PARSAUNI District- Sitamarhi

Nirmala Devi Wife of Rajindra Sahni Resident of Village-Parsauni Mailwar
(MALAH Tola), Ward No. 10, P.S -PARSAUNI, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ritesh Kumar Narain Singh

For the Opposite Party/s : Mr.Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends her arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

17 litres of country made liquor alongwith a gas cylinder and stove have been recovered from the house of the petitioner.

Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. It is submitted that petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application. It is further submitted that there is no compliance of Section 100 Cr.P.C. It is submitted that there is no recovery from the



conscious possession of the petitioner.

Considering the fact that illicit liquor has been recovered from the house of the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for grant of anticipatory bail to the petitioner is hereby rejected in connection with Parsauni P.S. Case No.40 of 2023, pending in the court of learned Exclusive Special Excise Court-II, Sitamarhi.

(Anjani Kumar Sharan, J)

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