

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44054 of 2023

Arising Out of PS. Case No.-160 Year-2023 Thana- JAGDISHPUR District- Bhojpur

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BABITA JAYSAWAL W/O RAJESH JAISWAL @ RAJESH JAYSAWAL
R/O VILLAGE- DILDAR NAGAR, PS. DILDAR NAGAR, DIST. GAJIPUR
(UTTAR PRADESH)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Gulnar Begum

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act.

3. As per prosecution case, there has been recovery of
41.600 liters of illegal foreign liquor from a Tempo Stand of
Nayka Tola.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. She has
committed no offence. Petitioner has apprehended on spot. He
submitted that the petitioner has no concern with the seized
wine. No incriminating article has been recovered from the



conscious possession of the petitioner. The provision of Section 100 of the Cr.P.C. has not followed in this case. She is languishing in judicial custody since 24.04.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, period of custody as well as being a lady, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Jagdishpur P.S. Case No. 160 of 2023.

(Sunil Kumar Panwar, J)

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