

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61919 of 2023

Arising Out of PS. Case No.-103 Year-2022 Thana- PANAPUR District- Saran

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Fuljhari Devi, Wife Of Chhote Ram, Resident Of Village+ P.O.- Chakiya,
P.S.- Panapur, District- Saran At Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan, Advocate

For the Opposite Party/s : Mr. Md. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends her arrest in connection
with Panapur P.S. Case No. 103 of 2022 instituted under Section
30 (a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 22 litres of illicit
country made liquor was recovered from the *bathan* of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and the alleged recovery is made from the
outhouse not belongs to the petitioner. No incriminating article
has been recovered from physical or conscious possession of the
petitioner. She has not associated with the business of illicit
liquor. Petitioner has no criminal antecedent.



5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount to each to the satisfaction of the learned 2nd Exclusive Special Excise Judge, Saran at Chapra in connection with Panapur P.S. Case No. 103 of 2022, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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