

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72730 of 2023

Arising Out of PS. Case No.-220 Year-2023 Thana- DHORAIYA District- Banka

Shobha Devi Wife Of Kartik Choudhary Resident Of Village- Assi, Police
Station- Dhoraiya, District -BANKA

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, Advocate

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 09-11-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Dhoraiya P.S. Case No. 220 of 2023 dated 05.08.2023, instituted
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2018.

3. The allegation is of recovery of 10 litres illicit
country made liquor from behind the house of Kartik
Choudhary.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and she has been falsely implicated in this
case. It is further submitted that petitioner is the wife of Kartik
Choudhary. It is next submitted that nothing has been recovered
either from the conscious possession of the petitioner or from



the house of petitioner. The said illicit liquor has been recovered from behind of the house of the petitioner’s husband. Lastly, it has been submitted that the petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Dhoraiya P.S. Case No. 220 of 2023, she shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II, Banka, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

Sankalp/-

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