

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22330 of 2024

Arising Out of PS. Case No.-1210 Year-2023 Thana- ARARIA District- Araria

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Kanchan Devi, W/o Bipin Chaurasia @ Bipin Kumar Chaurasia R/o Ward No.
8, Om Nagar, P.S. - Araria, Dist. - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anamul Haque

For the Opposite Party/s : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 29-03-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in anticipation of her
arrest in a case registered for the offences punishable under
Sections 30(a), 30(D) and 34(A)(B) of the Excise Act.
3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and is a woman
and the allegation is of recovery of 350kg. of Nausadar along
with 20 kg. Chhua Jaggery from the house of Bipin Chaurasia
and 200 kg. Of Chhua jaggery from the house of Mohan Sah.
4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and she came to be
implicated in the instant case for the reason that she is wife of



Bipin Chaurasia. It is further submitted that no husband would disclose the name of his own wife. It is also submitted that any confession made before the police custody does not have any evidentiary value.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of her arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on her furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise-1, Araria in connection with Araria P. S. Case No.1210 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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