

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44052 of 2024

Arising Out of PS. Case No.-106 Year-2024 Thana- BIHIA District- Bhojpur

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Joniha Devi S/O Dharmendra Mushar R/O Village-Gus Musahar Toli, P.S.-
Bihiya, Distt-Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate
For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-07-2024 Heard learned counsel for the petitioner and the

State .

2. Petitioner apprehends arrest in a case registered
for the offence punishable under Section 30 (a) of Bihar
Prohibition and Excise (Amendment) Act 2018 .

3 . It is alleged that 100 liters mahua wine was
recovered from the hut of co-accused *Dharmendra Mushar*.

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case merely because she
happens to be the wife of co-accused *Dharmendra Mushar*. The
hut in question belongs to husband of the petitioner. No
incriminating material has been recovered from the conscious
possession of the petitioner and she is no way connected with
the aforesaid recovery. Petitioner claims clean antecedent.



5. Learned counsel for the State opposes the bail petition.

6. Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court Ist Bhojpur at Ara in connection with Bihiya Police Station Case No. 106 of 2024 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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