

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46408 of 2024

Arising Out of PS. Case No.-144 Year-2024 Thana- HARLAKHI District- Madhubani

SHAM TULLA DEVI @ SAMTOLA DEVI W/O UPENDRA YADAV @
UPENDR YADAV R/O VILLAGE- SOTHGAON, P.S- HARLAKHI,
DISTT.- MADHUBANI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagandeo Yadav, Adv.

Mr. Rajesh Kumar, Adv.

For the Opposite Party/s : Mr.Mr. Kanhaiya Kishore(App100)

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 03-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Harlakhi P.S. Case No. 144/2024, G.R. No. 737/2024 dated 18.05.2024 registered for the offence/s punishable under sections 341, 324, 353, 272, 273 read with section 34 of the Indian Penal Code and u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 234 litres of illicit Nepali country made liquor and a motorcycle were recovered from the the hut of the co-accused Upendra Yadav.

4. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged recovery. The petitioner is a lady. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 19.05.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani in connection with Harlakhi P.S. Case No. 144/2024, G.R. No. 737/2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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