

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5785 of 2025

Arising Out of PS. Case No.-317 Year-2022 Thana- MUSAHARI District- Muzaffarpur

1. Gauri Devi W/O Mahesh Paswan R/O Village- Baikatpur, P.O- Jalalpur, P.S- Musahari, Distt.- Muzaffarpur.
2. Shanti Devi W/O Ram Pravesh Paswan R/O Village- Baikatpur, P.O- Jalalpur, P.S- Musahari, Distt.- Muzaffarpur.
3. Rajan Devi W/O Satahu Paswan R/O Village- Baikatpur, P.O- Jalalpur, P.S- Musahari, Distt.- Muzaffarpur.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-03-2025 Heard learned counsel for the petitioners and
learned Additional Public Prosecutor for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 324, 325, 332, 333, 353, 354(B), 307, 427, 504 and 506 of the Indian Penal Code, under Section 314 of the Damage to Public Property Act, 1986 and also under Section 30(a) of Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedents and are women and allegation is of recovery of 15 litres of liquor from house of



Viru Paswan. It is next submitted that petitioners are not arrested from the spot, as such nothing was recovered from their conscious possession and even alleged recovery is from a place which does not belong to the petitioners and came to be implicated at the instance of *chowkidar* with whom their husbands are on an inimical term.

4. Learned Additional Public Prosecutor for the State opposes the prayer for anticipatory bail of the petitioners.

5. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial Court within a period of six weeks from today, be released on provisional anticipatory bail on furnishing bail bonds of Rs. 500/- (Rupees Five Hundred only) each with two sureties of the like amount each to the satisfaction of the learned trial Court, where the case is pending / successor Court, in connection with **Musahari P.S. Case No. 317 of 2022**, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

6. It is made clear that that thereafter the learned trial Court shall verify the criminal antecedent of the petitioners and in the event, if it is found that petitioners have antecedent of even one case, in that event, the provisional anticipatory bail



order shall not be confirmed, but after verification if it is found that petitioners are persons with clean antecedent, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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