

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12854 of 2015

Arising Out of PS.Case No. -5 Year- 2015 Thana -PHENHARA District-
EASTCHAMPARAN(MOTIHARI)

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Bilash Sah @ Ram Bilash Sah

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjaya Nath Tiwari, Advocate

For the Opposite Party/s : Mr. Mustaque Alam(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 30-03-2015

Heard learned counsels for the petitioner and the
State.

The petitioner is apprehending arrest in a case
registered for the offences punishable under Section 7 of the
Essential Commodities Act.

It is alleged that 156 bags of fertilizers were seized
from the house of the petitioner on suspicion that it was kept for
selling it in black market.

It is submitted by learned counsel for the petitioner
that the fertilizers were kept for personal use of the petitioner
and for storage of 200 bags of fertilizer (10.MT.) no license is
required. A statement has been made in para 3 of the petition
that the petitioner has no criminal antecedent.

Considering the aforesaid facts, let the above named

petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Sikrahana at Motihari in connection with Phenara P.S. Case No. 5 of 2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

The bail bond of the petitioner will be accepted on filing of the affidavit by the petitioner before the learned court below to the effect that he will regularly co-operate in the investigation. Non-cooperation in the investigation by the petitioner will give liberty to the learned court below to cancel the bail bonds of the petitioner.

Ashwini/-

(Dinesh Kumar Singh, J)

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