

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11729 of 2015

Arising Out of PS.Case No. -230 Year- 2013 Thana -CHOUTARWA District- WEST
CHAMPARAN(BETTIAH)

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1. Ramashish Choubey son of Late Satyanarayan Choubey Resident of
village - Tarkulwa, Police Station - Chautarwa, District - West Champaran
(Bettiah).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh

For the Opposite Party/s : Mr. Raj Kishore Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 27-04-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with

Choutarwa P.S. Case No. 230 of 2013 registered for the offence

punishable under Section 7 of Essential Commodities Act.

Petitioner happens to be P.D.S. dealer and

admittedly, his shop was raided and it is alleged that rice, wheat

and other food-grains were not found in the godown of the

petitioner whereas he had already lifted the aforesaid grains for

distribution amongst the beneficiaries.

Admittedly, petitioner is a P.D.S. dealer and,

therefore, application of Section 7 of Essential Commodities Act

appears to be doubtful in respect of the petitioner.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Bagaha, West Champaran (Bettiah) in Choutarwa P.S. Case No. 230 of 2013 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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