

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19179 of 2015

Arising Out of PS.Case No. -126 Year- 2014 Thana -BELHAR District- BANKA

=====

1. Kamal Mian son of Late Isa resident of village- Tarakush, P.S.- Belhar,
District- Banka

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad

For the Opposite Party/s : Mr. Jitendra Kumar Roy-I(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 02-07-2015 Supplementary affidavit is filed on behalf of the

petitioner.

Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with

Belhar P.S. Case No. 126 of 2014 registered for the offence

punishable under Section 7 of Essential Commodities Act.

Allegedly, 400 litres K. oil kept by the dealer, Bhola

Prasad Singh was recovered from the house of the petitioner on

02.08.2014 but learned counsel for the petitioner drew my

attention towards Annexure-2 to the supplementary affidavit and

points out that 400 litres K. oil was seized on 30.07.2014 by the

villagers and subsequently, the aforesaid seized K. oil was handed

over to the dealer, Bhola Prasad Singh and as a matter of fact, nothing was recovered from the house 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 Chief Judicial Magistrate, Banka in Belhar P.S. Case No. 126 of 2014 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

SHAHZAD/-

U		T	
---	--	---	--