

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43706 of 2014

Arising Out of PS.Case No. -73 Year- 2012 Thana -AGIAUN District- BHOJPUR

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1. Mukesh Kumar Singh Son of Sri Binod Singh Resident of Village-
Poswan, P.S.- Agiaon, Distt.- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. C. Jawahar (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 13-04-2015 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
E.C. Act.

It is alleged that the fertilizer shop namely, Binod
Khad Bhandar was inspected when the stock and
distribution register were not being produced. The FIR was
lodged against Binod Singh, the owner of the shop. During
investigation, it was found that the licence of Binod Singh
was cancelled a year before and the said shop was being run
by the petitioner being licensee of Laxmi Khad Bhandar.

It is submitted by the learned counsel for the

petitioner that only on suspicion the petitioner has been roped in the case during investigation in order to save the skin of Binod Singh. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the fact that petitioner was not named in the FIR and deficiency was found in the shop of Binod Singh and the investigation has already concluded, 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 twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Ara (Bhojpur) in connection with Agiaon P.S. Case No. 73 of 2012 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The bail bonds of the petitioner will be accepted on filing of an affidavit by the petitioner before the learned court below that he will regularly cooperate in the investigation. The said affidavit will be transmitted by the learned court below to the concerned I.O. Non cooperation in investigation by the petitioner will give liberty to

prosecution to file application for cancellation of bail bond
by learned court below.

(Dinesh Kumar Singh, J)

Anil/-

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