

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40604 of 2015

Arising Out of PS.Case No. -310 Year- 2015 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

1. Md. Reyazuddin Son of Late Hafiz Ziyarat resident of Mohalla - Lohar
Patti, Gayan Babu Chowk, P.S. Motihari Town, District - East
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. A.L.Pandit(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-10-2015

Heard learned counsels for the petitioner

and the State.

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

The accusation is of use of subsidies
cylinder for the commercial use. From the possession of the
petitioner one filled cylinder and one empty cylinder were
recovered.

It is submitted by learned counsel for the
petitioner that from the accusation levelled, it does not appear
that actually the domestic gas cylinder were used for
commercial purpose. Moreover similarly situated co-accused
from whose possession also similar recovery was made, has

been granted anticipatory bail vide Cr. Misc. No. 30480 of 2015.

A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the aforesaid facts, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Motihari, East Champaran in connection with Motihari(Town) P.S. Case No. 310 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Shageer/-

(Dinesh Kumar Singh, J)

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