

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47088 of 2015

Arising Out of PS.Case No. -446 Year- 2015 Thana – BETTIAH MUFFASIL District-
WESTCHAMPARAN(BETTIAH)

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Om PRAKASH MAHTO son of Sri Yadunath Mahto, resident of village-
Purbi Kargahiya, P.S.- Bettiah Muffasil, District- West Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Adv.

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 02-11-2015 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest for the
offences alleged under Section 7 of Essential Commodities Act
(E.C. Act), 1955 registered in connection with Bettiah Muffasil
P.S. Case No. 446 of 2015.

3. It is submitted that the petitioner has been
falsely implicated merely on the confessional statement of co-
accused Yadunath Mahto who has since been granted bail by
the learned Additional Sessions Judge. The accusation is only
under Section 7 of the E.C Act and the penal provision has not
been invoked.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioner's arrest
or surrender before the court below within six weeks from the

date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran at Bettiah in connection with Bettiah Muffasil P.S. Case No. 446 of 2015, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions :

(i) The petitioner shall cooperate with the investigation and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioner shall remain physically present on each and every date during trial and in the event of failure on two consecutive dates, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/-

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