

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31833 of 2015

Arising Out of PS.Case No. -42 Year- 2015 Thana -UCHAKAGAON District- GOPALGANJ

1. Draupati Devi Wife of Late Tarkeshwar Singh Resident of village -
Uchakagaon, Police Station - Uchakagaon, District - Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N.K. Agrawal, Sr. Advocate
Mr. Lokesh Kumar Singh

For the Opposite Party/s : Mr. Nand Kishore Prasad (App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

2 12-08-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of anticipatory bail arises out of
Uchakagaon P.S. case No. 42 of 2015, disclosing offences under
Section 7 of the Essential Commodities Act.

Learned senior counsel appearing on behalf of the
petitioner submits that petitioner is an old lady and she is a PDS
shop dealer. She has been implicated on the ground that rice
loaded on a pick up van was found parked in front of the
petitioner's house. He submits that no tangible purpose would be
served, if the petitioner, who is an old lady, is taken into custody
as there is no chance of her tampering with the evidence nor any
reason that she would abscond from the course of investigation or
trial.

Accordingly, this application is allowed. Let the petitioner, above named, in the event of her arrest or surrender before the Court below within six weeks, 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 learned Sub Divisional Judicial Magistrate, Gopalganj in Uchakagaon P.S. Case No. 42 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, and when required and in the event of failure on her part to appear before the Court on two consecutive occasions, her bail bonds shall liable to be cancelled.

(Chakradhari Sharan Singh, J)

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