

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42114 of 2014

Arising Out of PS.Case No. -196 Year- 2014 Thana -SAHEBPUR KAMAL District- BEGUSARAI

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1. Krishna Menon @ Sri Krishna Menon Son of Ram Swaroop Sah
2. Sikandar Prasad Son of Ram Swaroop Sah Both Residents of Village and
P.O. - Sandalpur, P.S., - Sahebpur Kamal, Sub Division - Ballia, Dist.-
Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Uma Shankar his father's name not known, Block Supply Officer,
Sahebpur Kamal, Dist.-Begusarai.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pravin Chandra Prasad

For the Opposite Party/s : Mr. Yogendra Kr.Singh (App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 20-03-2015 Heard learned counsel for the petitioners and learned
counsel for the State.

In this case, petitioners are seeking anticipatory bail
in connection with Sahebpur Kamal P.S. Case No. 196 of 2014
registered for offence under section 7 of the Essential
Commodities Act.

On information received from the Ex-Mukhiya and
others, the Police had gone to Rasalpur and 44 bags of rice were
handed over to the Police. It has been stated that the Tractor
Driver fled away. It was found that aforesaid rice meant for the
Public Distribution System run by two persons, namely, Krishna
Menon and Sikandar Prasad was being sent for black marketing.

The counsel for the petitioners submits that the aforesaid rice was not recovered from the place of the petitioners and stock register shows the rice as nil and, as such, only on account of the statement of Ex-Mukhiya, the petitioners cannot be refused anticipatory bail. Seizure list does not bear signature of the petitioners, as it appears from the first information report that the rice was taken by the Driver on a Tractor Trolley.

The submission advanced by the petitioners does not attract to this Court. Accordingly, this petition is rejected.

(Shivaji Pandey, J)

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