

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49716 of 2015

Arising Out of PS.Case No. -86 Year- 2015 Thana -PANAPUR District- SARAN

Uma Shankar Prasad @ Uma Prasad Sah Son of Shioji Sah Resident of
Village - Ramdashpur, P.S. - Panapur, District -Saran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Opposite Party/s : Mr. Abhay Kumar 1(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 05-11-2015

Heard learned counsels for the petitioner

and the State.

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

The prosecution case is that one Andrika
Bhagat was apprehended while carrying 35 litres of kerosene oil,
who disclosed that he purchased it from the PDS shop of the
petitioner.

It is submitted by learned counsel for the
petitioner that admittedly no recovery has been made from the
petitioner. A statement has been made in paragraph 3 of the
petition that the petitioner has no criminal antecedent. Moreover,

there is nothing on the record to suggest that the kerosene oil was taken from the PDS shop of the petitioner.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, 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, Saran at Chpara in connection with Panapur P.S. Case No. 86 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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