

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16739 of 2016

Arising Out of PS.Case No. -493 Year- 2015 Thana -SIMRI BAKHTIARPUR District- SAHARSA

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Binit Kumar Thakur, son of Shri Jai Prakash Thakur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate

For the Opposite Party/s : Mr. Zainul Abedin (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 19-04-2016

Learned counsel for the petitioner is permitted to
make necessary correction in the petition.

Heard learned counsels for the petitioner and the
State.

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

Prosecution case is that the Block Supply Officer,
Simari, Bakhtiyarpur, intercepted four trucks each loaded with
31 quintals of wheat in 62 bags, when 98 bags of wheat were
recovered near the go-down of co-accused Prem Kumar Bhagat.

It is submitted by learned counsel for the petitioner
that petitioner is one of the tractors and one Aman Kumar
Singh, who claimed to have purchased the wheat from the

agriculturist and has filed an application for release of the seized grains. The petitioner is not a PDS dealer. A statement has been made in paragraph three of the petition that the petitioner is accused in two other cases, wherein he is on bail. Co-accused Birendra Bhagat has been granted anticipatory bail by this Court vide Criminal Miscellaneous No.15165/2016.

The aforesaid facts constitute good ground for consideration of prayer for regular bail.

Let the learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Bakhtiyarpur P.S. Case No.493/2015, pending before the learned SDJM, Saharsa.

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

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