

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50872 of 2016

Arising Out of PS.Case No. -101 Year- 2016 Thana -SHAMBHUGANJ District- BANKA

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Anil Bhagat @ Anil Kumar Bhagat son of Paltu Bhagat, resident of Village-
Kasba, P.S. Shambhuganj, Distt.-Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-11-2016

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Section 7 of the Essential Commodities Act.

Allegation is that on raid by B.D.O. and C.O. 50 bags of
IFFCO fertilizer were recovered from the house of petitioner.

It is submitted on behalf of the petitioner that he has got
no criminal antecedent. No allegation of tampering of witnesses is
alleged against petitioner. Petitioner has been made accused due
to mistake of fact. He is an agriculturist. The said fertilizer was
purchased by him for his personal consumption. The purchased
receipts are Annexures-2 and 3 to the present application.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R.

Considering the aforesaid facts and circumstances, let the
above named petitioner, in the event of his/her arrest or surrender
in the court below within a period of six weeks, be released on bail
on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with
two sureties of the like amount each to the satisfaction of learned
Sub-Divisional Judicial Magistrate, Banka, in connection with
Shambhuganj P.S. Case no. 101 of 2016, subject to the conditions



as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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