

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 28775 of 2016

Arising out of P. S. Case No. - 43 Year - 2016 Thana - MANIYARI District - MUZAFFARPUR

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Ashok Kumar, S/o Krishna Prasad Singh, Resident of Village -
Raghunathpur, P.S. Mushari, Distt. – Muzaffarpur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Sri N.K. Agrawal, Sr. Advocate

Mr. D. N. Tiwary, Advocate

For the Opposite Party : Dr. Indihar Kumari, Advocate

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 07-09-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner, who is a PDS Dealer, is apprehending
his arrest in connection with Maniyari P.S. Case No. 43 of 2016
registered for the offences punishable under Section 7 of the
Essential Commodities Act.

Learned Senior Counsel for the petitioner submits
that the petitioner being the licensed PDS Dealer had been
conducting his business with most integrity but the informant
lodged a complaint against the petitioner in the present malicious
prosecution. He, however, submits that whatever be the nature of
allegations his license has already been cancelled and he is to face
malicious prosecution under the relevant licensing policy.

In view of the aforementioned facts and circumstances of the case that the petitioner has clean past, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, (West) Muzaffarpur in connection with Maniyari P.S. Case No. 43 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Kundan

(Anjana Mishra, J.)

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