

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30738 of 2016

Arising Out of PS.Case No. -42 Year- 2016 Thana -CHARIABARIYARPUR District-
BEGUSARAI

=====

Rajeev Singh @ Rajeev Kumar Singh @ Kanhaiya Singh Son of Sri Sashi
Bhushan Singh, Resident of Village - Hasanpur Block Road, P.S. -
Hasanpur, District - Samastipur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. N.K. Agarwal, Sr. Advocate
Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party : Mr. Pawan Kumar Chaurasiya (APP117)

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 09-08-2016 Heard learned senior counsel for the petitioner and

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Cheriya Bariyarpur P.S. Case No.42 of 2016 registered for
the offences punishable under Sections 420,467 and 468/34 of the
Indian Penal Code and Section 7 of Essential Commodities Act.

Learned senior counsel appearing on behalf of the
petitioner submits that about 820 bags of rice were seized from a
truck which is said to be belonging to the petitioner. Learned
senior counsel further submits that the petitioner is not a PDS
dealer and only on suspicion that the rice belongs to the FCI, the
petitioner is facing prosecution and that too on the confessional

statement made before the police by the driver of the vehicle which is said to have been carrying said bags.

Considering the nature of allegations made and free sale rice does not fall within the scope and ambit of section 7 of the E.C. Act, 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, 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 Additional Chief Judicial Magistrate, Manjhaul, Begusarai in connection with Cheriya Bariyarpur P.S. Case No. 42 of 2016 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjana Mishra, J.)

ravi/-

U		T	
---	--	---	--