

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27772 of 2017

Arising Out of PS.Case No. -1 Year- 2015 Thana -ECONOMIC OFFENCES, BIHAR District -
PATNA

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Sanjay Kumar @ Sanjay Mehta Son of Late Shiv Nath Prasad, Proprietor of
Prince Bricks Manufacturing Patna City, Residents of- Katara Bazaar
Rikabganj, P.S.- Malsalami, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Inspector General, Economic Offence Unit, Bihar, Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aaruni Singh, Advocate
For the E.O.U. : Mr. Akhileshwar Pd. Singh, Sr. Advocate
Mr. Surendra Pd. Singh, Advocate.

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL ORDER

9 05-12-2017 Heard learned counsel for the petitioner and the learned
counsel appearing on behalf of Economic Offence Unit, Bihar Patna.

The petitioner apprehends his arrest in connection with
Economic Offence Patna P.S. Case no. 001 of 2015, registered under
Sections 420, 467, 468, 471, 409 and 120(B) of the Indian Penal Code
and Sections 81(1)(c), 81(2) and 81(4) of Bihar Value Added Tax Act.

The accusation is that three companies were engaged in
uplifting of coal from Jharkhand and selling in Bihar in low price
without paying the tax to the concerned department.

Learned counsel for the petitioner submits that, in fact,
petitioner is the proprietor of M/s Prince Bricks Manufacturing, Patna
and the company of the petitioner is registered for purchasing the coal



to Tata Steel Ltd. (Coal Division), Ghato Tar, Ramgarh, Jharkhand. Further submission is that similarly situated co-accused Umesh Prasad has already been allowed pre-arrest bail by a co-ordinate Bench of this Court vide Criminal Miscellaneous No. 26677 of 2017 on 17.10.2017

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Magistrate, Patna in connection with Economic Offence Patna P.S. Case No. 001 of 2015, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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