

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25447 of 2017

Arising Out of PS.Case No. -30 Year- 2017 Thana -BIKRAMGANJ District- SASARAM
(ROHTAS)

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1. Hari Om Kumar Gupta, Son of late Baijnath Sah
2. Muniv Sah, Son of late Sheo Prasad Sah Both Resident of Village-Khaira
Bhudhar, P.S.-Bikramganj Dist.-Rohtas

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sumeet Kumar Singh, Adv.,

For the Opposite Party/s : Mr. Smt. Asha Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 19-06-2017 Heard learned counsel for the petitioners and

learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Bikramganj Police Station Case No. 30 of 2017,
disclosing offences under Section 7 of the E.C. Act.

Learned counsel for the petitioners has submitted
that the petitioners, who are of clean antecedent, have falsely
been implicated in this case due to earlier dispute. In fact, the
petitioner No.1 happens to be the PDS dealer and petitioner No.2
is a labourer in the PDS shop of the petitioner no.1 and on
account of earlier case bearing Complaint Case No. 468 of 2016
filed by the petitioner No.1 against the informant and one



Dayanand Prasad for illegal demand by the informant, which is evident from Annexure-2, these petitioners have falsely been implicated in this case. No case under Section 7 of the E.C. Act is made out against the petitioners. Hence, the petitioners deserve the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Rohtas, in connection with Bikramganj Police Station Case No. 30 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J.)

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