

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28386 of 2017

Arising Out of PS.Case No. -35 Year- 2016 Thana -DIGHA District- PATNA

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Pankaj Kumar S/o Sri Murli Manohar Prasad Resident of Kurji, In front of Gate (Bandh) No. 75, P.S. - Digha, District - Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand

For the Opposite Party/s : Mr. Sri Panchanand Pandit

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

3 20-07-2017

Heard learned counsel for the petitioner and the State.

The petitioner is an accused in connection with Digha P.S. Case No. 35 of 2016 for an offence under sections 419, and 420 of the Indian Penal Code and Section 7 of the E.C. Act.

Allegation against the petitioner is that from his godown 132 bags of rice stitched by machine and 354 bags of rice kept in a plastic bags stitched by hand total 486 were found. The allegation against the petitioner is that he is involved in black marketing of rice of B.S.F.C.

From perusal of the FIR, it appears that there is no officer of B.S.F.C. has never reported about the theft of rice of B.S.F.C. rice or black marketing of its rice.



In para-8 the petitioner has stated that he has been made accused in this case at the instance of his own father.

Having regard to the fact that the petitioner has remained in custody since 28.4.2017 and considering the fact as stated in para-3 that the petitioner has no criminal antecedent, let the petitioner, named above, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Patna or the concerned court, in connection with Digha P.S. Case No. 35 of 2016 (Spl. Case No. 02 of 2016) on the condition that the petitioner will cooperate in the trial and will not, in any manner, influence the evidence or the witnesses.

(Anil Kumar Upadhyay, J)

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