

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7715 of 2017

Arising Out of PS.Case No. -155 Year- 2016 Thana -SALKHUA District- SAHARSA

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Dukha Tanti @ Dukho Tanti, son of Late Pancho Tanti, Resident of village
Kasimpur, P.S. Salkhua, O.P. Banma Itahri), District- Saharsa.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Pramod Mishra, Advocate

For the Opposite Party : Mr. Ahmad Ali (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 01-03-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner apprehends his arrest in connection
with Salkhua P.S. (Banma Itahri O.P.) Case No. 155 of 2016,
registered for the offences punishable under Section 7 of Essential
Commodities Act.

Allegedly, 14 bags rice total 5 quintal 43 Kgs. was
found kept in under construction house of the petitioner and
villagers told that the rice was kept by one woman after
purchasing the same and thereafter the said rice was kept in a
room of Middle School, Makdhumpur, and was sealed.

Submission is of false implication and that Nilam
Devi has purchased the said rice and has kept the same. The
petitioner has got no concern with the said rice, the house is under



construction and open one where Nilam Devi kept the same and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. submits that the petitioner is named in the F.I.R.

In the facts and circumstances as stated above, the petitioner in the event of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall 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., Saharsa, in connection with Salkhua P.S. (Banma Itahri O.P.) Case No. 155 of 2016, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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