

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30198 of 2017

Arising Out of PS.Case No. -26 Year- 2017 Thana -LAKHNAUR District- MADHUBANI

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Sita Ram Mishra, son of Late Ram Prasad Mishra, resident of Village-
Balbhadrapur, Police Station- Lakhnaur (R.S. Sibir O.P., Jhanjharpur),
District- Madhubani

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Advocate

For the Opposite Party/s : Mr. Nand Kishore Pd., APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 20-07-2017 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in
connection with Lakhnaur (R.S. O.P.) P.S. Case No.26 of
2017 (G.R. 227/2017) for allegedly having committed the
offence under Section 7 of the Essential Commodities Act.

Learned counsel for the petitioner submits that the
petitioner is an old licensee of Fair Price Shop of the
Panchayat, which has now been cancelled by the order of the
the S.D.O., Jhanjharpur, vide Memo No.247 dated 29.11.2016.
The appeal filed against the cancellation of the licence is still
pending. However, the present F.I.R. lodged against him
making false and frivolous charges has been filed in which he
is facing prosecution.



Considering the nature of allegations made against the petitioner and that his licence has already been cancelled and it is open to the authorities to proceed to make an inquiry, 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 released on bail on furnishing bail bond of ₹10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Jhanjharpur, Madhubani, in connection with Lakhnaur (R.S. O.P.) P.S. Case No.26 of 2017 (G.R. 227/2017), subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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