

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.635 of 2017

Arising Out of PS.Case No. -206 Year- 2016 Thana -BELHAR District- BANKA

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Bhole Shankar Pandit, son of Jhagru Pandit, resident of Village- Ghogha,
P.S.- Belhar, District- Banka.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Brij Nandad Prasad, Advocate.

For the Opposite Party : Mr. Kanhaiya Kishore, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-01-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Belhar P.S. Case No. 206 of 2016 for the offences instituted
under Section 7 of the E.C. Act.

The prosecution story, in brief, is that the informant
seized 31 quintals of rice loaded on a pick-up van for black
marketing. The driver of the said vehicle disclosed that the said
rice has been given by the proprietor to get the same delivered to
this petitioner.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering with the witnesses alleged against the petitioner. He has



falsely been implicated in the present case. No wrongful gain has been made on his part. It is further submitted that the petitioner is ready to deposit an amount of Rs. 25,000/- in the court below which shall be subject to final disposal of the case.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner shall deposit an amount of Rs. 25,000/- in the court below which shall be subject to final disposal of the case and on doing so, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Belhar P.S. Case No. 206/2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Banka, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)