

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18088 of 2017

Arising Out of PS.Case No. -202 Year- 2015 Thana -BAUSI District- PURNIA

=====

Shamsher @ Md. Shamsher, son of Md. Shamsul, resident of Doriya, P.S.
Dagarua, District- Purnea.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate

For the Opposite Party/s : Mr. Anil Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 19-04-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Baisi
P.S.Case No. 202 of 2015 registered for the offences punishable
under Section 7 of the Essential Commodities Act.

Allegation as per FIR is that 93 quintals of rice were
seized from a tractor.

It has been submitted on behalf of the petitioner that
petitioner has not been arrested at the spot and later on, on the
vague allegation that he is driver of the tractor, he has been
implicated in this case, rather petitioner is neither driver nor owner
of the tractor and he has no concern with the seized article and he
is in custody for more than two months having clean antecedent.

Heard learned APP also.

Having heard both sides and considering the facts and



circumstances, as stated above, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Purnea, in connection with Baisi P.S.Case No. 202 of 2015, subject to the conditions that :-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.

(ii) The petitioner will not induce any witness or tamper with the evidence.

(iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

spal/-

U			
---	--	--	--

