

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1155 of 2018

Arising Out of PS.Case No. -297 Year- 2017 Thana -DARBHANGA SADAR District-
DARBHANGA

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Shatrughana Sah @ Shatrughan Sah, S/o-Late Jharokhi Sah, Resident of
Village-Laxmipur, Tethan, P.S. Sadar, District-Dharbhanga

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha

For the Opposite Party/s : Mr. Sri Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 11-01-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Darbhanga P.S. Case No. 297 of 2017 registered under Section 7
of the Essential Commodities Act.

The accusation is that, on receiving secret information
about black marketing of food grains loading on the Tractor from
P.D.S. shop of the petitioner, the informant being the Block
Supply Officer-cum-Circle Officer, Darbhanga, proceeded for
verification. In the way, a Mahindra Tractor attached with tailor
was found, on which, 19 bags rice, 20 bags wheat, total weighing
19.50 K.G. was seized. The Tractor, was being driven by Sitan



Yadav.

Learned counsel for the petitioner submits that petitioner is the fair price shop dealer, but it would appear from the F.I.R. that there is no indication that the wheat and rice bags as alleged to be seized, were for supply to P.D.S shop. Mere on suspicion, petitioner being the P.D.S. shop owner has falsely been implicated in this case. Further submission is that petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner 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, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Darbhanga, in connection with Darbhanga P.S. Case No. 297 of 2017, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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