

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2756 of 2018

Arising Out of PS.Case No. -233 Year- 2017 Thana -NASRIGANJ District- SASARAM (ROHTAS)

=====

Sushil Kumar S/o Shiv Pujan Prasad R/o-Po-Makam Rajpur Ps-Rajpur,
District-Rohtas PIN-802219.

.... Petitioner.

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Imtiyaz Hussain

For the Opposite Party/s : Mr. Sri Lakshmi Kant Sharma

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

3 27-02-2018

Heard learned counsel for the petitioner, counsel appearing
on behalf of the State and Mrs. Namrata Mishra, counsel appearing for BSFC.

The petitioner is apprehending arrest in connection with
Nasriganj (Rajpur) P.S. Case No. 233 of 2017 instituted for offence
under Section-7 of Essential Commodities Act.

Learned counsel for the petitioner submits that in the
present case, there is no violation of any licencing order and as such,
the provision of Section-7 EC Act is not attracted. Referring the FIR, he
submits that the informant suspects that the wheat stored in the godown
was of FCI. Learned counsel appearing for BSFC submits that the
BSFC has no role in the present case as there is no instruction to the
extent that wheat seized from the godown of the informant was of FCI.

In view of the above, this court is inclined to grant
anticipatory bail to the petitioner. Let the petitioner above named in the



event of arrest or surrender in the court below within a month from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with to the satisfaction of learned Sub Divisional Judicial Magistrate, Bikramganj in connection with Nasriganj (Rajpur) P.S. Case No. 233 of 2017 subject to condition as laid down u/S 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

A.K.V./-

U		T	
---	--	---	--

