

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10342 of 2018

Arising Out of PS.Case No. -322 Year- 2017 Thana -DURGAWATI District- BHABHUA
(KAIMUR)

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Dukhan Singh Kushwaha S/o Ram Nath Singh, R/o Village- Ashoga, P.S.-
Durgawati, district- Kaimur at Bhabua.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar Singh

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-02-2018 Heard the learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks anticipatory bail in connection with
Durgawati PS case no. 322 of 2017 registered for the offences
punishable under Sections 409, 420, 120B of the Indian Penal
Code and Section 7 of the Essential Commodities Act.

The allegation is regarding apprehending one truck loaded
with rice bag and upon enquiry made from the driver, it was stated
by the said driver that he was bringing the rice from the shop of
the petitioner.

The learned counsel for the petitioner submits that the
petitioner is a PDS dealer, is having a valid license and he has no
knowledge about the said rice bags. It is further submitted that the



petitioner has a clean antecedent.

Having regard to the facts and circumstances of the case, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Kaimur at Bhabua in connection with Durgawati PS case no. 322 of 2017, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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