

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29893 of 2018

Arising Out of PS.Case No. -55 Year- 2018 Thana -KATIHAR District- KATIHAR

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Mithilesh Kumar Yadav @ Pushkar Yadav, Son of Sri Sukhdev Yadav,
Resident of Mohalla- Naya Tola, P.S.- Town, District- Katihar.

.... Petitioner

Versus

1. The State of Bihar.
2. State Food Corporation, Bihar, Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Vinay Ranjan, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

For the BSFC : Mr. Sanjay Prasad, Advocate

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 18-05-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Katihar Town P.S. Case No. 55 of 2018 registered under Sections
379, 406, 409 and 120B read with 34 of the Indian Penal Code
and section 7 of the Essential Commodities Act.

It is submitted by the learned counsel for the
petitioner that similarly circumstanced co-accused Rakesh Gupta
and Dina Gupta @ Dinanath Gupta have already been granted



pre-arrest bail vide orders dated 03.05.2018 passed in Cr. Misc. Nos.27052 of 2018 and 27103 of 2018 respectively. It is further contended that another co-accused whose case is identically situated to that of the petitioner namely Sunil Kumar has also been granted pre-arrest bail vide order dated 17.05.2018 passed in Cr. Misc. No.30559 of 2018.

The contention advanced on behalf of the petitioner has not been disputed by the learned counsel for the BSFC.

In that view of the matter, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Katihar in connection with Katihar Town P.S. Case No. 55 of 2018 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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