

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63657 of 2017

Arising Out of PS.Case No. -485 Year- 2017 Thana -KISHANGANJ District- KISANGANJ

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1. MUNNA SAH @ MANOJ KUMAR SAH @ MANOJ, Son of
Tarkeshwar Sah,
2. Tarkeshwar Sah, Son of Late Subhlal Sah, Both Resident of Mohalla-
Majgama, P.S.- Jokihat, District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh

For the Opposite Party/s : Mr. Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 11-01-2018 Heard both sides.

The petitioners apprehend their arrest in Kishanganj
P.S. Case No.485 of 2017 registered under Section 7 of the E.C.
Act.

The Block Supply Officer intercepted a vehicle bearing
registration No.BR11-2708 which are loaded with 60 bags each
containing 50 kg rice. The driver of the vehicle was apprehended.
Driver Chandan Kumar Choudhary disclosed that the owner of the
rice is Munna Sah, petitioner No.1 and he was going to hand over
the rice to Ashok Jain. Petitioner No.2, Tarkeshwar Sah is the
owner of the vehicle.

The learned counsel for the petitioners submits that



there is no control order of rice. It has nowhere stated in the F.I.R. that the bag belongs to S.F.C. or there was any mark of S.F.C. on the bag.

Considering the facts aforesaid and the nature of allegation made against the petitioners, the petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order are directed to be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kishanganj in connection with Kishanganj P.S. Case No.485 of 2017(G.R. No.1498 of 2017), subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

Saurabh/-

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