

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17013 of 2018

Arising Out of PS. Case No.-185 Year-2017 Thana- SANOKHAR District- Bhagalpur

Shankar Prasad Yadav, son of Late Rajendra Yadav, resident of village-
Silhan, Khajuriya, P.S. Sanokhar, District- Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Swapnil Kumar Singhm, Advocate
For the Opposite Party/s : Mr. Dr. Rabindra Kumar (APP)

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 05-04-2018 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner apprehends his arrest in connection
with Sanokhar P.S. Case No. 187 of 2017, registered for the
offence punishable under Section 7 of Essential Commodities
Act .

Allegedly, in the physical verification of the stock
of P.D.S. shop of the petitioner 79 bags of wheat and 22 bags of
rice were found in excess and it appears that the petitioner has
stored the same with purpose to sale in the black market.

Submission is of false implication and that he has been
made victim of the hostile discrimination by the government
officials. The license of the fair price was issued to the



petitioner before 40 years ago and since then he is running fair price shop without any complaint, not a single villager has come forward to raise any grievance against the petitioner. At the instance of local mukhiya who is inimical with the petitioner has got lodged this false case and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail.

In the facts and circumstances as stated above, considering that no villager has come forward to say anything against the petitioner and further there is no allegation of shortage of the quantity and, as such, the petitioner in the event of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. IV, Bhagalpur, in connection with Sanokhar P.S. Case No. 185 of 2017, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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