

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17236 of 2018

Arising Out of PS.Case No. -17 Year- 2018 Thana -SISWAN District- SIWAN

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Pashupati Nath Prasad Son of Jagarnath Prasad Resident of Village-
Chainpur Mobarakpur, Police Station- Patna, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Sri Sanjay Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

3 27-04-2018 Heard learned counsel for the petitioner and learned APP
for the State.

This is a case registered under Section 7 of the Essential
Commodities Act.

It is submitted by the petitioner's counsel that petitioner has
falsely been implicated in this case only because he has allowed
someone to keep the recovered articles in his shop. He has no
concern with the recovered Kerosene. He is in custody since
30.1.2018. No independent witness has supported the prosecution
case during course of investigation and that prior to the instant
case the petitioner has no criminal antecedent.

In the facts and circumstances of the case, prayer for bail of
the petitioner is allowed. Let the petitioner above named be



released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of **Sub-Divisional Judicial Magistrate, Siwan** in **Siswan (Chainpur O.P.) P.S. Case No. 17 of 2018** subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.
- (ii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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