

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49571 of 2018

Arising Out of PS.Case No. -185 Year- 2017 Thana -KURSAKANTA District- ARRARIA

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1. Sultan Yadav, Licence No. 43K/07 Panchayat Jagir Parisi S/o Late
Premlal Yadav, R/o Vill.- Birvan, P.S.- Kursakanta (Sonamani Godam),
District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh

For the Opposite Party/s : Mr. Anuj Kumar Srivastava

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-10-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Section-7 of Essential Commodities Act.

The allegation against the petitioner, who is a PDS dealer, is
that he delivered the foodgrains to the beneficiaries on higher
price than the price fixed by the government. It is also alleged that
the petitioner was transporting the foodgrains for the purpose to
sell in the black market for illegal gain.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioners have been falsely implicated in the present case. The



petitioner is a PDS dealer. It is further submitted that the petitioner is ready to deposit an amount of Rs. 25,000/- (twenty five thousand) in the court below subject to final outcome of the case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, on deposit of Rs. 25,000/- in the court below subject to final outcome of the case, let the petitioner named above in the event of arrest/surrender within six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Araria in connection with Kursakanta (Sonamani Godam) P.S. Case No. 185 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V./-

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