

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5213 of 2019

Arising Out of PS. Case No.-235 Year-2017 Thana- FATEHPUR District- Gaya

Suresh Paswan, son of Namdhari Paswan, Resident of village – Shiv Garh,
P.S.- Fathepur, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bachan Jee Ojha

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 13-03-2019 The petitioner apprehends his arrest in connection with
Fathepur P.S.Case No. 235 of 2017 registered under Sections
406 and 420/34 of the Indian penal Code and 7 of the Essential
Commodities Act.

Allegation against the petitioner is of recovery of 27
quintals of rice and driver was arrested at the spot who disclosed
that rice belongs to Navin Kumar Sinha which was brought
from the P.D.S.Shop of the petitioner.

Submission of learned counsel for the petitioner is that
said Navin Kumar Sinha and driver have been granted bail by a
co-ordinate Bench of this Court vide order dated 30.03.2018
passed in Cr. Misc. No. 6905 of 2018 and rice has already been
released in favour of Navin Kumar Sinha and petitioner has
falsely been implicated in this case.



Heard learned APP also.

Having heard both sides and in the facts and circumstances, as stated above, let the petitioner, abovenamed, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of a copy of this order, be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-X, Gaya in connection with Fathepur P.S. Case No. 235 of 2017; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

sujit/-

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