

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10555 of 2019

Arising Out of PS. Case No.-251 Year-2018 Thana- WARISNAGAR District- Samastipur

Shambhu Sah, aged about 50 years (Male), son of Late Bhutta Sah, resident
of village - Gudri Chauk Rahua, P.S. - Warisnagar, District - Samastipur
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh
For the Opposite Party/s : Mr. Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 21-02-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 7 of the
Essential Commodities Act, 1955.

35 bags of Urea fertilizer was recovered from the
house of the petitioner.

Submission is that petitioner had purchased the same
from a licensee, who has already been allowed anticipatory bail,
by a Coordinate Bench of this Court, vide order dated
25.01.2019 passed in Cr. Misc. No. 3517 of 2019 considering
the fact that licensee had not violated any provisions of
Fertilizer Control Order.

Considering the aforesaid facts and the fact that the
petitioner has got no criminal antecedent, let the petitioner,



above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Warisnagar Police Station Case No. 251 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

Kundan/Rajan

U		T	
---	--	---	--

