

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38487 of 2019

Arising Out of PS. Case No.-94 Year-2018 Thana- PARSA District- Saran

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PINTU KUMAR S/o Ramchandra Prasad Rai Resident of Village- Parsouna,
P.S.- Parsa, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Anand Kishore Choudhary

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 16-09-2019

Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest for the
offences alleged under Section 7 of the E.C. Act registered in
connection with Parsa P.S. Case No. 94/2018.

3. It is submitted that the petitioner has been falsely
implicated on the accusation that he did not produce the
distribution register of his PDS shop at the time of inspection on
22.05.2018 nor any grain was found stored in the shop. It is
further alleged that the petitioner fails to supply food grains
among the villagers for the month of May, 2018. It is further
submitted that two such consumers have come forward and
sworn affidavits, both on 04.05.2019 to the effect that they did
not face any problem in receiving food grains from the
petitioner's PDS shop and had no complaint in this regard. The
petitioner claims clean antecedents.

4. Learned APP on the other hand invites reference
to para 3 of the case diary in which 13 consumers have been
examined, all of whom have unanimously stated that they had



not received supplies for the month of May from the petitioner’s shop. Similar statement of other consumers have been recorded in para 4, 5, 6, and 7 of the case diary.

5. Having regard to the nature of accusations and gravity of offence alleged, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. The anticipatory bail petition stands dismissed.

(Vikash Jain, J)

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