

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47267 of 2019

Arising Out of PS. Case No.-558 Year-2017 Thana- KISHANGANJ District- Kishanganj

BIPIN JHA, Son of Bhawash Jha @ Widesh Jha, aged about 50 years, Male,
Resident of Mohalla - Rifujee Colony, P.S.- Saharsa, Dist.- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 30-07-2019 Heard both sides.

The petitioner apprehends his arrest in Kishanganj
P.S. Case No.558 of 2017 registered under Section 7 of E.C.
Act.

The informant, Block Supply Officer, intercepted a
407 truck bearing registration no.BR 19F-9991 and seized 120
bags weighing 60 quintals subsidized rice. Md. Rizwan Alam,
the driver-cum-owner was carrying the rice on his truck.

The learned counsel for the petitioner submits that
petitioner is not named in the F.I.R. The name of the petitioner
surfaced in the case during the course of investigation that the
petitioner had purchased the aforesaid vehicle from Sriram
Finance but due to non-payment of installment, Sriram Finance
seized the vehicle of the petitioner but without taking



permission, Sriram Finance transferred the vehicle to Md. Rizwan. Since the owner book of the vehicle was standing in the name of the petitioner, petitioner has been made accused in the case.

Taking into consideration the facts aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Kishanganj in connection with Kishanganj P.S. Case No.558 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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