

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10701 of 2020

Arising Out of PS. Case No.-309 Year-2019 Thana- KAHALGAON District- Bhagalpur

1. Rajendra Kumar Mandal Son of Gauri Prasad Mandal Resident of Village - Kodwar, P.S.- Ghogha, Distt.- Bhagalpur.
2. Suman Kumar Sah @ Suman Kumar Son of Late Chamru Sah @ Late Chamak Lal Sah Resident of Village - Udayrampur, P.S.- Kahalgaon (Ghogha), Dist.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 03-03-2020 Heard learned counsel for the petitioners and the
counsel appearing on behalf of the State.

Petitioners are apprehending arrest in connection with Kahalgaon (Ghogha) P.S. Case No. 309 of 2019 for the offence under section 7 of E.C. Act.

Learned counsel for the petitioners submits that petitioner no.1 has no criminal antecedent whereas petitioner no.2 has criminal antecedent.

In the instant case six bags of rice was seized loaded on a Thela. The petitioners were not named in the FIR. Later on, they have been roped in the case that they have been found in black marketing of the rice for public distribution



system. The petitioners are neither PDS dealer nor they have any connection with the distribution of rice among the ration card holders. Moreover, the rice is not covered by any licensing order.

In the aforesaid backdrop, the Court is inclined to grant anticipatory bail to the petitioners, let the petitioners, named above, in the event of arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned learned Chief Judicial Magistrate, Bhagalpur, in connection with Kahalgaon (Ghogha) P.S. Case No. 309 of 2019 subject to the condition as laid down under section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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