

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29153 of 2020

Arising Out of PS. Case No.-217 Year-2018 Thana- BATHNAHA District- Sitamarhi

Amrendra Kumar Bhagat Son of Sri Narayan Bhagat Resident of Village-
Haribela, P.S.- Bathnaha, District- Sitamarhi ... Petitioner
Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Anil Chandra, Advocate
For the Opposite Party : Mr. Permand Kumar, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-12-2020 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor representing the State

through video conferencing.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 420/34 of the Indian
Penal Code and section 7 of the EC Act.

In the night of 18/19.7.2018, a raid was conducted and
a truck loaded with 400 bags of wheat was seized and two
persons were apprehended who disclosed that this wheat was
purchased by Manoj Kumar on the advice of this petitioner. It is
further alleged that 40 bags of wheat and 558 bags of rice was
also sized from the godown of Umesh Bhagat which was kept
there for selling it in open market.

Learned counsel for the petitioner submits that
petitioner is neither a PDS dealer nor any incriminating material



has been recovered from him. The entire allegation of giving advise is absured and baseless. Petitioner is Post master at Haribela Post Office of Sitamarhi District and has clean antecedent.

In the facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Sitamarhi in Bathnaha Police Station Case No. 217 of 2018, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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