

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82293 of 2019**

Arising Out of PS. Case No.-94 Year-2019 Thana- GHOSWARI District- Patna

Yogendra Paswan, S/o Late Chandrika Paswan R/o village- Malpur, P.S.-
Ghoswari, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dineshwar Mishra
For the Opposite Party/s : Mr.Parmeshwar Mehta

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 29-06-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State through video conferencing.

The petitioner apprehends his arrest in connection
with Ghoswari P.S. Case no. 94 of 2019, registered under
Section 420/34 of the Indian Penal Code and Section 7 of E.C.
Act.

The accusation is that on receiving information
about moving of a person with four plastic bags containing rice
of fair price shop for black marketing, the informant being the
Block Supply Officer, Ghoswari proceeded there then a person
was seen with four bags of rice, who was apprehended. On
query, he disclosed his name Sanjay Paswan. The apprehended
person also disclosed that he is going to sell the rice contained
in four bags on purchasing the same from fair price shop of
Yogendra Paswan (Petitioner). Thereafter, aforesaid four plastic
bags of rice were seized.



Learned counsel for the petitioner submits that the name of petitioner surfaced in the confessional statement of co-accused Sanjay Paswan, who was apprehended with four plastic bags containing rice only on suspicion and on his disclosure that the said four bags of rice were sold by the petitioner, who is fair price shop dealer. Further submission is that it would appear from the F.I.R. that informant, being Block Supply Officer, did not take pain to verify the stock register of the fair price shop of the petitioner after recovery of four plastic bags from co-accused. The petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate at Barh in connection with Ghoswari P.S. Case No. 94 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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