

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35918 of 2021

Arising Out of PS. Case No.-78 Year-2020 Thana- PIYAR District- Muzaffarpur

Ram Naresh Ram Son Of Late Ramprit Ram R/O Village- Sundrapur
Ratwara, P.S.- Piyar (HATTHA O.P.), Dist.- Muzaffarpur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Advocate

For the Opposite Party/s : Mr.Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-11-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Counsel for the petitioner is directed to remove the defect(s), as pointed out by the office, within a period of eight weeks.

The petitioner is apprehending his arrest in connection with Pear (Hattha O.P.) P.S. case No.78 of 2020 registered under Sections 3/7 of Essential Commodities Act.

The prosecution case, in short, is that the petitioner attempted to black market the subsidized rice meant for the consumers.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent and there is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in this



case. 43 bags of rice is said to have been seized, which is alleged to have been lifted from the PDS shop of the petitioner. It has been submitted on behalf of the petitioner that the petitioner has got no concern with the rice in question. Subsequently an enquiry was also made in respect of the stock. There was no shortage in the stock of PDS shop of the petitioner. The petitioner has been made accused due to mistake of fact.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Muzaffarpur in connection with Pear (Hattha O.P.) P.S. case No.78 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Narendra/-

(Sudhir Singh, J)

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