

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.809 of 2021

Arising Out of PS. Case No.-97 Year-2020 Thana- BHAGWANPUR District- Vaishali

RAMSWARTH SINGH son of Late Dindayal Singh Resident of Village-
Rusulpur Turki, P.S. Bhagwanpur, District- Vaishali

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar
For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-11-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned 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 a case
registered under Section 7 of the Essential Commodities Act.

Allegedly, from verification of stock register and physical
verification of Godown of the petitioner, 2.5 quintals of wheat
and 10.5 quintals of rice shortage was found.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner has been made accused in the present case due to



mistake of fact. As per the report of the S.D.O. there is no shortage of foodgrains in the PDS shop of the petitioner. For ulterior motive, he has been made accused in the present case.

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

Considering the aforesaid 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 bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount to the satisfaction of learned learned Additional Chief Judicial Magistrate-Ist, Vaishali at Hajipur in connection with Bhagwanpur P.S. Case No. 97 of 2020 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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