

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19498 of 2021

Arising Out of PS. Case No.-250 Year-2020 Thana- BIHARIGANJ District- Madhepura

SHANKAR KUMAR DAS @ SHANKAR DAS SON OF LATE SHITAB
CHANDRA DAS @ SHITO DAS R/O VILLAGE- BIHARIGANJ, WARD
NO.13, P.S.- BIHARIGANJ, DISTRICT- MADHEPURA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satya Narayan Mishra, Adv.

For the Opposite Party/s : Mrs.Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

9 07-11-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 7 E.C. Act.

The allegation against the petitioner is of black marketing
of huge quantity of rice.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. No such occurrence, in
the manner as alleged, has ever taken place. Petitioner has no
criminal antecedent. Petitioner is not a P.D.S. Dealer. Only the
PDS dealers are controlled under the E.C. Act. After 2002 till
date other than PDS dealers are not required to obtain license.



Petitioner has obtained G.S.T. registration also. It is further submitted that rice on the truck was not loaded from the shop of the petitioner nor it belongs to the petitioner.

Learned APP for the State opposed the prayer for bail.

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 six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Bihariganj P.S. Case No.250/2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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