

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25896 of 2021

Arising Out of PS. Case No.-314 Year-2020 Thana- BAHERA District- Darbhanga

MD. TIPU SULTAN KHAN S/O MD. NOFIL KHAN R/O VILLAGE-
ASHAPUR, P.S-BAHERA, DISTRICT-DARBHANGA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 30-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Bahera P.S. Case no. 314 of 2020 instituted for the offence punishable under Section 7 of the Essential Commodities Act.

Prosecution case relates to black marketing of fertilizer by the petitioner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. He has got no criminal antecedent. He is authorized dealer of fertilizer having license and there is no restriction on the quantity of selling the fertilizer.

Learned APP appearing for the State has opposed the



prayer of bail and has submitted that petitioner has sold excess quantity of fertilizer to the selected farmers only.

Having heard learned counsel for the parties and considering the fact that there is direct allegation of black marketing of fertilizer against the petitioner, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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