

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21732 of 2022

Arising Out of PS. Case No.-695 Year-2021 Thana- ARARIA District- Araria

MD AWESH ALAM @ AVESH ALAM Son of Late Akhter Hussan Resident
of Village - Bochi, P.S.- Araria (Baigachhi), Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar Mandal
For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-09-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 420 of the Indian Penal
Code and u/s 7 of E.C.Act.

As per the prosecution case,, petitioner was selling
Urea at inflated price.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is further submitted that entire case is based on the
statement of witness, Tousif Alam who stated that petitioner
sold Urea at Rs. 275/- in place of 266/- but later on he executed
an affidavit and stated that he purchased Urea from the shop of
petitioner at Rs. 266/- and labour Ritesh charged Rs. 9 as labour
cost and there is no dispute that petitioner has sold Urea to him



at inflated price. Petitioner has got clean antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub divisional Judicial Magistrate, Araria in connection with Araria (Madanpur) PS case No. 695/ 2021, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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