

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26809 of 2022

Arising Out of PS. Case No.-52 Year-2022 Thana- OBRA District- Aurangabad

Manish Kumar Son Of Amod Prasad R/O- Apna Market, Dihra, P.S.- Obra,
District- Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar, Advocate

For the Opposite Party/s : Mr.Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

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

The petitioner is apprehending his arrest in a case
registered under Sections 7, 7(1)(a)(ii) of the Essential
Commodities Act.

Prosecution case, in short, is that during course of
inspection 27 bags containing 45 kg fertilizer in each bag having
emblem of IFFCO were recovered from the shop of the
petitioner and the petitioner has no valid license for the sell of
fertilizer.



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 falsely been implicated in the present case. The alleged urea, which is said to have been recovered, was for the personal use of the petitioner and not for sale. It has further been submitted on behalf of the petitioner that the petitioner is ready to deposit an amount of Rs.10,000/- (ten thousand) in the court below, which shall be subject to the final disposal of the case.

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 is directed to deposit an amount of Rs.10,000/- (ten thousand) in the court below, which shall be subject to the final disposal of the case. On doing so,** 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 S.D.J.M., Daudnagar, District Aurangabad in connection with Obra P.S. case



No.52/2022, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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