

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27992 of 2022

Arising Out of PS. Case No.-56 Year-2021 Thana- JAYNAGAR District- Madhubani

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SHYAM KUMAR @ SHYAM KUMAR YADAV SON OF TEJI LAL
YADAV @ TEJI LAL R/O VILLAGE- INARWA, WARD NO.-11, P.S.-
KHAJAULI, DISTRICT- MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhavesh Kumar Sah

For the Opposite Party/s : Mr.Parmeshwar Mehta

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-09-2022 Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case registered for the offence under Section 7 of the E.C.Act.

As per the prosecution case, four bags of food-grains each of 50 kg. and 30 empty bags have been recovered from a pick-up van as also two bags each of rice and wheat were recovered near the pick-up van and it is alleged that the same was being transported for black-marketing.

It is submitted on behalf of petitioner that petitioner is neither PDS dealer nor agent and has been made accused only due to the fact that petitioner is owner of the pick-up van. It is next submitted that without knowledge or consent of petitioner, his vehicle was being used for transporting the seized articles, whereas, petitioner has got no concern with the seized articles. Petitioner has got clean antecedent.



Learned A.P.P. for the State has opposed the prayer for anticipatory bail.

Considering the aforesaid facts and circumstances, in the event of arrest/surrender within a period of six weeks from today, let the above named petitioner 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 learned C.J.M., Madhubani in connection with Jaynagar P.S. Case No. 56 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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