

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39932 of 2022

Arising Out of PS. Case No.-21 Year-2019 Thana- PARASBIGHA District- Jehanabad

Sharvan Kumar @ Sarwan Kumar S/O Rajdev Prasad resident of village-
kurhari, p.s.- Shakurabad, District-Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rama Kant Singh, Advocate
For the State	:	Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 04-11-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State
through virtual Court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with
Parasbigha P.S. Case No. 21 of 2019 registered for the offence
under Section 7 of the E.C. Act, 1955.

The accused/petitioner is named in the F.I.R. and is in
custody since 09.05.2022.

The allegation against the petitioner is to involve in
black marketing of grains, which is the subject matter of PDS,
alongwith other co-accused persons.

Learned counsel appearing on behalf of the petitioner
submitted that petitioner is not the owner of the PDS shop. It is



submitted that petitioner is the driver of the tractor from where a total of 85.46 quintals of grains were recovered, which is not the subject matter of Public Distribution System (PDS). While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation in this case is complete, for which chargesheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

In view of the facts and circumstances, as mentioned above, as petitioner is the driver of the tractor and is a man of clean antecedent coupled with the fact that chargesheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Parasbigha P.S. Case No. 21 of 2019 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Jehanabad/concerned Court, subject to the conditions as laid down u/s 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

Ankit/-
Archana/-

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