

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55789 of 2021

Arising Out of PS. Case No.-185 Year-2021 Thana- RAJGIR District- Nalanda

Chhotu Singh @ Udit Kumar Son of Vijay Singh Resident of Village - Sarasu,
P.S.- Atri and District - Gaya (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No2

Mr. Gajendra Kr. Singh

For the Opposite Party/s : Mr.Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-06-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Rajgir P.S.
Case No. 185 of 2021, registered for the offences punishable
under Section 379, 411 of the Indian Penal Code and section 7
of the Essential Commodities Act.

Prosecution case in brief is that 33 bags of rice were
seized from Tata Magic vehicle of which this petitioner is
owner. It is suspected that petitioner is involved in black-
marketing of the rice.

It is submitted that petitioner has been falsely
implicated in this case. Petitioner is not a PDS shop dealer and
is not involved in any manner in selling of the rice. Therefore,



no offence under Section 379/411 of the IPC or section 7 of the EC Act is made out against petitioner. In fact, rice belongs to the petitioner and he was going to sell in the market. Petitioner claims clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to 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 the learned Chief Judicial Magistrate, Biharsharif, Nalanda in connection with Rajgir P.S. Case No. 185 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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