

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49743 of 2022

Arising Out of PS. Case No.-58 Year-2022 Thana- KUMAR KHAND District- Madhepura

ARUN CHAUDHARY, Son of Rajendra Chaudhary, Resident of Village -
Jorabarganj, Ward No.10, P.s.- Kumarkhand, Distt.- Madhepura.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Wasi Ahmad Khan, Advocate

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 13-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

The petitioner seeks regular bail in
connection with Kumarkhand P.S. Case No. 58 of 2022 for the
offence registered under Sections 3/7 of Fertilizer Act, 1985 and
Section 7 of E.C. Act.

The allegation against the petitioner is that from the
house of petitioner fertilizer and other materials have been
recovered which were kept without having any license in this
regard from the competent authority accordingly, it is presumed
that petitioner was selling the same without any licence.



Learned counsel for the petitioner submits that petitioner is a farmer and seized items were meant for his personal use and not to sell in the market. It is further submitted that the investigation of the case is already completed and charge-sheet has been submitted. Charge has been framed on 18.06.2022 and the trial is going on. The petitioner is languishing in jail since 28.03.2022. Petitioner has two criminal antecedent in which he is on bail.

Learned APP for the State has opposed the prayer for regular bail of the petitioner.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released 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 Additional District & Sessions Judge-V, Madhepura, in connection with Kumarkhand P.S. Case No. 58 of 2022.

(Sunil Dutta Mishra, J)

khushbu/-

U		T	
---	--	---	--

