

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8753 of 2023**

Arising Out of PS. Case No.-766 Year-2022 Thana- TURKAULIYA District- East
Champaran

SHATRUGHAN PRASAD @ SHATRUGHAN GUPTA SON OF KRISHAN
PRASAS SAH R/O VILL.- PAKARI, P.S.- PANCHPAKARI, DISTT.- EAST
CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhannjay Kumar No 2, Advocate

For the Opposite Party/s : Mr. Parmeshwar Mehta, Addl. Public Prosecutor

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 12-05-2023 Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 7(i) (a)(i) and 7 (I) (a)(ii)
of E.C. Act 1955 of the Indian Penal Code.

It is alleged that the petitioner was involved in black-
marketing of fertilizer and on inspection 1897 Urea bags, 65
cartoon bags fertilizer and a tractor were recovered and seized.

It is submitted by the learned counsel for the
petitioner that petitioner is license holder of fertilizer. He has
taken godown on rent to keep his stock safe. He further submits
that due to non-fulfillment of illegal gratification to the
informant, this false and fabricated case has been lodged against



this petitioner. Petitioner claims clean antecedent.

Learned counsel for the State opposes the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, 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 Motihari East Champaran in connection with Turkauliya (Banjariya) P.S. case no 766 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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