

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7837 of 2023

Arising Out of PS. Case No.-89 Year-2022 Thana- PATAHI District- East Champaran

ABHIMANYU KUMAR S/O LATE RAMEKBAL SAH R/V-
PACHPAKARI, P.S.- DHAKA, DISTRICT- EAST CHAMPARAN,
MOTIHARI

... .. PETITIONER/S

VERSUS

The State Of Bihar

... .. OPPOSITE PARTY/S

Appearance :

For the Petitioner/s : Mr.Dhananjaya Nath Tiwari
For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-05-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 7 of the
Essential Commodities Act.

The allegation against the petitioner along with
co-accused persons is that under the PM Poshan Yojna, they
committed irregularity under the PDS System by
impersonating.

Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. He has falsely been implicated in this case. From perusal of prosecution report itself, it appears that the all authorities of the committee inspected the schools attached with the petitioner on 25.04.2022 with regard to distribution of rice and made inspection of only 109 schools and admittedly 5 schools were not inspected by the committee and alleged that 219 quintals of rice not distributed. But the petitioner asserted that from October 2021 to March 2022 he has lifted allotment of 114 schools and he has distributed entire grain in 113 schools except one school. It is further submitted that petitioner has got no criminal antecedent moreover he is languishing in judicial custody since 16.12.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Patahi P.S. Case No. 89 of 2022 on furnishing bail bond of Rs.10,000/- (ten



thousand) with two sureties of the like amount each to the
satisfaction of learned CJM Motihari.

(Sunil Kumar Panwar, J)

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