

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13100 of 2023**

Arising Out of PS. Case No.-415 Year-2022 Thana- BAHERA District- Darbhanga

NAVAL KISHOR CHOUDHARY @ NAWAL KISHOR CHOUDHARY Son
of Mahendra Choudhary Resident of Village - Habibhouar, P.S.- Bahera,
District – Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra
For the Opposite Party/s : Mr.Parmeshwar Mehta

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 29-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection
with Bahera P.S. Case No.415 of 2022, registered for the
offences punishable under Section 406 of the Indian Penal Code
and Section 7 of the E.C. Act.

As per FIR, Block Supply Officer, Benipur inspected
the PDS shop of the petitioner and found shortage of 195 quintal
wheat and 315 quintal rice in the stock.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. It is submitted that petitioner has got no criminal
antecedent as stated in paragraph-3 of the bail application. It is



further submitted that PDS licence of the petitioner has already been cancelled. It is also submitted that no consumer has made any complaint against the petitioner.

Learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner.

Considering the fact that PDS licence of the petitioner has already been cancelled, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., 1st, Darbhanga in connection with Bahera P.S. Case No.415 of 2022, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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