

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27026 of 2023

Arising Out of PS. Case No.-5 Year-2023 Thana- JANKINAGAR District- Purnia

BAL KISHOR BHAGAT S/o- LAKSHMAN PRASAD VILLAGE
BINOBAGRAM ABHAYRAMPUR WARD NO 01 PS JANKINAGAR
DISTRICT PURNEA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Yadav

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 07-07-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with
Jankinagar P.S. Case No. 5 of 2023 registered for the offence
under Fertilizer Control Order, 1985, Sec. 7, Section 7 of EC
Act, sections 3(2)(d), FCO 7, Term and Condition 40F From
BECA, ECA 3(2) and 7(i)(a)(ii) FCO 22(a), ECA 32(d).

Learned counsel for the petitioner submits that
petitioner has not committed any offence as alleged in the first
information report and he has been falsely implicated in this
case. As a matter of fact the petitioner had purchased the seized
articles for the purpose of agricultural use because he cultivates
maize and wheat plant in his field. The present first information



report has been lodged after 4 days of the alleged occurrence without any explanation for the same. Petitioner has clean antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named, is directed to be released on bail on furnishing personal bond to the satisfaction of Sub Divisional Judicial Magistrate, Purnea in connection with Jankinagar P.S. Case No. 5 of 2023 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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