

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56206 of 2023

Arising Out of PS. Case No.-104 Year-2021 Thana- PHULPARAS District- Madhubani

NAGENDRA PRASAD @ NAGESHWAR PRASAD S/O SHIVSHANKAR
PRASAD R/O VILLAGE- BHELWA, PS. CHHORADANO, DIST. EAST
CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

- 2 30-08-2023 Heard learned counsel for the petitioner and the State.
2. Petitioner apprehends arrest in a case registered for the offence punishable under Section 7 of the Essential Commodities Act.
3. As per prosecution case, 51.5 quintal of rice has been seized from the godown of the petitioner.
4. Learned counsel for the petitioner submits that petitioner has been made accused only on suspicion. Petitioner is neither a PDS dealer nor has got any concern with any PDS shop. As a matter of fact, petitioner is a trader and the alleged rice was purchased by the petitioner from local farmers and traders. Petitioner claims clean antecedent.
5. Considering the aforesaid facts and circumstances



of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of six weeks from today, 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 Additional Chief Judicial Magistrate II, Jhanjharpur in connection with Phulparas P. S. Case No. 104 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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