

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68225 of 2022

Arising Out of PS. Case No.-347 Year-2022 Thana- ALOULI District- Khagaria

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RAJEDEEP YADAV @ RAJPATI YADAV Son of Janardan Yadav R/V-
Kothiya, P.S- Khagaria (Muffasil) Dist- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 24-03-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and the learned A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offence under Sections 406, 420/34 of IPC.

The prosecution case, in short, is that the informant
alleged that he found a pick up Van and inquired the driver of
the said van told informant that he was carrying Government
aided Arwa Rice to Haripur. Later on 1500 Kg Arwa rice
alongwith pick up van was seized and his driver was arrested
Further alleged that this a case of black marketing of
government aided Arwa rice.

Learned counsel appearing for the petitioner submits
that the petitioner has clean antecedent and he has falsely been
implicated in the present case. Further submits that the



recovered article is Arwa rice and which is not under the purview of the Essential Commodities Act. Further submits that the petitioner is only a driver of the Pick-Up Van and he has no concern at all with the alleged recovery of the Arwa rice. Further submits that the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 30.07.2022.

Learned counsel for the State has opposed the prayer for bail of the petitioner.

Considering the aforesaid facts, let the petitioner, above named, be released 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 court below where the case is pending in connection with Alauli P.S. Case No. 347 of 2022, with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move



for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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