

IN THE COURT OF SRI RAJ NARAYAN NIGAM, DISTRICT & ADDITIONAL SESSIONS JUDGE- I,
BHAGALPUR

Anticipatory Bail Petition No 694/2026
(Arising out of Lodipur P.S. No 50/2026)
Under sections 07 Essential Commodity Act, 1995.
Md. Shahid versus The State of Bihar

Md. Shahid, aged about 56 years, S/o Lt. Md. Reyasat Hussain,
R/o Chakdariya, P.S-Lodipur, District- Bhagalpur.

Petitioner

Versus

The State of Bihar

Opposite Party

For the Petitioner : Mr. Awni Ranjan, Advocate.

For the State : Mr. Prabhat Kumar Ojha, Special P.P.

Date of order or proceeding	Order with signature of the court	Office action taken with date
2	3	4
29-06-2026	The petitioner Md. Shahid apprehends his arrest in connection with Lodipur P.S. No 50/2026 registered under section 07 Essential Commodity Act, 1995. On behalf of petitioner a certificate has been given in Para 2 of bail petition that the petitioner had not filed any bail petition in any form on previous occasion either in the court of learned Sessions Judge, Bhagalpur or before the Hon'ble High Court Patna. Further, the petitioner has no criminal antecedent as per para 3 of bail petition. The prosecution case as per typed application of informant Abhijeet kumar, Block Supply Officer in brief, is that on 20.01.2026, in complainece of Sub Divisional Office Memo No. 41/A dt. 20.01.2026, for the regular monthly inspection on Parakh App, a physical verification was conducted at the Fair Price Shop (FPS) of dealer Md. Shahid, FPS ID: 122400100800, License No. – 04/2016, during the inspection, the physical quantity of grain available at the shop of dealer Md. Shahid was verified against the stock shown on the ePOS system. During this physical verification the quantity of rice shown on the ePOS/FPS was 515.29 quintals, but only 01 quintal of rice was found available at the shop. Similarly, the quantity of wheat was 259.97 quintals, but only 01 quintal of wheat was found available. Thus, a total of 514.29 quintals less rice and 258.97 quintals less wheat was found at the shop of dealer Md. Shahid. In total, combining rice and wheat, 773.26 quintals less grain was found at the shop of Md. Shahid. It appears that a total of 773.26 quintals of grain has been embezzled by Md. Shahid. Therefore, in light of the above, the present FIR has been lodged. The counsel for the petitioner argued that the petitioner is innocent and has committed no offence and he has falsely been implicated in this case. He further submitted that informant of this case has not visited the shop of the petitioner. He further submitted that he is ready to fulfill the demand of informant or is ready to bear the cost of grain if there is any shortage of grain. On the above grounds the petitioner prays that he may be enlarged on	

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29-06-2026 Contd.P/2	anticipatory bail. The learned Special Public Prosecutor though opposed the anticipatory bail plea. Heard both sides. Perused the case diary. Petitioner is named in FIR. Para 04 of the case diary is the restatement of informant who has reiterated the prosecution case. Para 02 of the case diary is the inventory verification of FP Shop Inspection which proves the difference in the E-POS & physical stock is seizure a total of 514.29 quintals less rice and 258.97 quintals less wheat was found at the shop of dealer Md. Shahid. Allegation agaisnt the petitioner is that he is said to be involved in black-marketing of government-subsidized food grains in the open market instead of distributing them to the beneficiaries, causing a stock shortage. Moreover, investigation is still pending against the petitioner. Considering the aforementioned facts and circumstances of the case, this court is of the opinion that at this stage, petitioner do not deserve for anticipatory bail. Accordingly, his prayer for anticipatory bail is hereby Rejected. SD/- District & Additional Sessions Judge- I, Bhagalpur.	
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It is noteworthy that this act by Shri Ganesh Paswan, PDS Dealer, Panchayat – Lagma, involving the black-marketing of government-subsidized food grains in the open market instead of distributing them to the beneficiaries and causing a stock shortage, is a clear violation of various provisions of the *National Food Security Act, 2013* and the *Bihar Targeted Public Distribution System (Control) Order, 2016 (as amended in 2021), and is a punishable offense under **Section 7 of the Essential Commodities Act, 1955*.

It is evident that instead of distributing the government-subsidized food grains to the beneficiaries, the dealer black-marketed the remaining food grains—amounting to 1.79 quintals of wheat and 8.68 quintals of rice—in the open market.