

In the Court of Additional Sessions Judge - I, Darbhanga

Present : Neeraj Kumar - II, BHJS, BR00552

ABP No. 445/2026

(Arising out of Laheriasarai P.S. Case No. 291/2024)

Vishwamitra Sah Versus the State of Bihar

Vishwamitra Sah, Aged about 56 years, S/o Achhelal Sah, R/o Village - Benibad, P.S. - Gaighat, District – Muzaffarpur

----- Petitioner

versus

State of Bihar

----- Opposite Party

Appearance(s):

Counsel for the Petitioner(s) : Sri Dheeraj Kumar, Learned Advocate.

Counsel for the State : Sri A. N. Jha, Learned Public Prosecutor.

ORDER

04.05.2026

1. The petitioner above named sought anticipatory bail in connection with Laheriasarai P.S. Case No 291/24 registered for the offences under Section 7 of the Essential Commodities Act (hereinafter referred to as 'EC' for short).
2. Learned counsel appearing on behalf of the petitioner submitted that he was innocent and had not committed any offence. It was further submitted that earlier an anticipatory bail was filed by petitioner vide ABP No.1317/24 which was withdrawn and thereafter petitioner had not filed bail petition of any sort earlier this court or either before any superior court. It was also submitted that the petitioner had no criminal history. It was further submitted that the petitioner had been falsely implicated in this case. It was further alleged that the petitioner had no knowledge regarding the rice packed by the Umesh Gall Bhandar. It was also alleged that the informant had wrongly mentioned in the FIR that no paper related to rice transportation was shown to him. It was submitted that the petitioner was ready to abide by the condition(s) imposed upon him by the learned court. The learned counsel prayed for grant of anticipatory bail to the petitioner.
3. Learned Public Prosecutor opposed the petition and prayed to reject it.
4. Heard both the sides, perused the case record and the case diary.
5. The prosecution case according to FIR in brief is that a truck bearing registration no. BR 24 GC 3722, laden with rice, was seized in suspicious circumstances on the secret information regarding black marketing. On an inspection, it is found that the rice was for distribution on subsidised rate and the vehicle was used for transportation of food grain from Sasaram train, Darbhanga. It is alleged that the truck was registered with the BSFC as a prime transporter.
6. The petitioner was not named in the FIR and his name surfaced in this case in the course of investigation and his name surfaced in this case on the basis of confessional statement of Umesh Kumar Mahaseth wherein he stated to get the rice loaded on the truck to deliver to the petitioner. The petitioner was earlier made

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witness in the case (Para 51 of the case diary) but subsequently made an accused. The petitioner has no criminal antecedent.

7. In the facts and circumstances as discussed above, the instant anticipatory bail petition filed on behalf of the petitioner namely **Vishwamitra Sah** is hereby **allowed**. In the event of arrest or surrender by the petitioner within 21 (Twenty One) days of receipt/production of this order, he is directed to be released on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Learned Jurisdictional Court concerned with an undertaking as stipulated under Section 482(2) of the BNSS.
8. It is made clear that this order has no bearing on the merits of the case.
9. Let a copy of this order be sent to the concerned Jurisdictional Court.
10. Let this case record be deposited in the Record Room, Civil Court, Darbhanga after all due diligence.

(Neeraj Kumar - II)

District & Addl. Sessions Judge-I

Darbhanga

04.05.2026

Date of Order	04.05.2026
Date of Reserving Order	04.05.2026
Uploading Date	04.05.2026
Uploaded by	Pushkar (Stenographer)