

The Court of 2nd Dist. & Additional Sessions Judge, Bikramganj, Bihar

A.B.P. NO. 636/2025

Bhanas P.S. Case no. 37/2025

Date of Order or Proceeding	Order with the Signature of the Court	Office action taken with date
06.06.2026	An anticipatory bail petition has been filed on behalf of accused petitioner namely Kamakhya Narayan Singh who is apprehending his arrest in connection with Bhanas P.S. Case no. 37/2025, registered u/s 7 of the EC Act. Case has been heard and was posted for an order today. Mr. Gopal Krishna Pandey, Ld. counsel on behalf of accused appeared and submitted that applicant is innocent and have not committed any offence and they have falsely been implicated in this case. He further submits that the SDO, Bikramganj without comparing the stock with E-pos machine and without asserting the real shortage and lodged the present case. The petitioner is ready to abide all the conditions of bail. Hence his application for anticipatory bail be allowed. Ld. APP appearing on behalf of State has opposed the anticipatory bail application. He argued that matter of an application has been registered under section 7 of the EC Act. Hence the instant anticipatory bail application be rejected. Perused the record of case and material available on record. From perusal it transpires that the instant case has been filed on the written application of informant namely Pradeep Kumar Patel. The instant case has been filed against the petitioner for the offence punishable under section 7 of the EC Act. On perusal of Para 15 of case dairy prima facie revels that the petitioner have no criminal antecedent. On perusal it transpires that the fair price shop of the petitioner had been cancelled in May 2023 and the case has been lodged in Sep 2025,	

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Cont..... 06.06.2026	after lapse of more the two years. There is no investigation regarding the entries made in POS machine and Learned PP was requested to produce the said machine or it's investigation report but failed. Considering the above enumerated facts & circumstances and lack of criminal antecedent, the prayer for bail of the petitioners stands allowed. Let the petitioners 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 the Ld. Court below in the event of arrest or surrender with direction that the petitioners shall cooperate with the trial and make himself available as and when so required and in case of failure, the court shall be at liberty to cancel bail. They are further directed to remain present in the court till framing of charge. Let a copy of this order be transmitted to Ld. Court below forthwith. O/C is directed to deposit the record as per rules. (Dictated) 2nd D & ASJ Bikramganj	