

In the Court of Principal Sessions Judge, Sheohar, Bihar

ABP No.-103/2026

CNR No:-BRSO01-000678-2026

Ref :- Arising out of Shyampur Bhataha PS Case No.-02/2026, Dated-02.01.2026, U/section-316(2), 318(4) of BNS and 7 E.C. Act.

In the matter of :-

Shailendra Raut, S/o Late Baidhnath Raut, Aged-about 40 years, R/o village- Shyampur Bhataha, PS- Shyampur Bhataha, District- Sheohar ----- **Petitioner**
Vrs.

The State of Bihar ----- **Opposite Party**

Learned counsel for the petitioner : Shri Prabhat Kumar, Ld. Advocate.

Learned counsel for Opp.Party : Shri Suresh Roy, Ld. P.P.

02.04.2026:-

ORDER

1. The petitioner above named is apprehending his arrest in connection with Shyampur Bhataha PS Case No.-02/2026, Dated-02.01.2026, U/section-316(2), 318(4) of BNS and 7 E.C. Act.
2. Heard both sides.
3. Learned counsel for the petitioner submitted that he has falsely and deliberately been implicated in this case. On his non presence the godown lock was broken by the authority and searched. They did not search the other godown which was adjacent to his PDS shop where the rest of the food-grains were kept. He is being compelled to close his shop by the authorities any how at the behest of his competitor PDS shop dealer Sri Ranjit Kumar whose shop is also in the same Panchayat. No opportunity of hearing has been given by the authorities before suspending his PDS license and before lodging this FIR. He further submitted that is ready to return the difference food-grains or cost price equal to it. He has not committed any offence as alleged. Learned counsel for the petitioner further submitted that he is involved in two other criminal cases, however, they do not relate to any serious offence and has been implicated in these cases due to local village politics and enmity.
4. Learned P.P. opposed the prayer for grant of anticipatory bail and submitted that in his PDS shop allotted amount of rice and wheat was not found. He was doing black marketing.

5. The petitioner was not present on the spot and in his absence search has been made. There is no independent witness of the village in presence of whom search has been conducted. No explanation has been sought from the petitioner prior to lodging of the FIR by the concerned authority as to why total food-grains was not available in the PDS shop. The petitioner is ready to return the difference of the food-grain which was allotted to his PDS and was not found in the PDS shop or in the alternative he is ready to deposit the difference amount, if directed by the concerned authority.
6. Considering the above mentioned fact discussed above, this court is inclined to admit the petitioner on anticipatory bail. Upon arrest or surrender of petitioner within fortnight, he will be released upon furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount, subject to the conditions laid down U/section-482(2) of BNSS.

(Dictated)
Sd/-
Principal Sessions Judge,
Sheohar
02.04.2026