

AB 2429/2016

BEFORE

HON'BLE MR. JUSTICE M. R. PATHAK

Heard Mr. P Borah, learned counsel for the petitioner and Mr. T K Mishra, learned Additional Public Prosecutor appearing for the State.

The petitioner, namely, Abdul Mukit Barbhuiya, has filed this application under Section 438 Cr.P.C. seeking pre-arrest bail in Katigorah P.S. Case No.593/2016 registered under Sections 120(B)/409 of the IPC read with Section 7 of the Essential Commodities Act.

Perused the case diary.

Matter relates to diversion of about 58 quintals of Government highly subsidized rice meant for public distribution of Cachar district. The petitioner is the salesman of Gumrah Co-Operative Society Ltd. under Cachar district.

From the perusal of the case diary, sufficient incriminating materials have been found against the petitioner with regard to his involvement in the alleged crime.

Considering the same, the Court is of the view that it is not a fit case to grant pre-arrest bail to the petitioner named above in the said Katigorah P.S. Case No.593/2016. Accordingly, the pre-arrest bail prayer of the petitioner stands rejected.

The interim bail granted earlier to the petitioner in the said Katigorah P.S. Case No.593/2016 by this Court on 16.12.2016 is hereby recalled and cancelled.

Return the case diary.