

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.21479 of 2015**

Arising Out of PS.Case No. -310 Year- 2013 Thana -RAXAUL District-  
EASTCHAMPARAN(MOTIHARI)

=====

1. Kamdeo Kumar Yadav Son of Mahabir Prasad Yadav Resident of village  
- Bandri, P.S. Katoriya, District - Banka

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Jitendra Narain Sinha

For the Opposite Party/s : Mr. Anant Kumar (App)

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**

**ORAL ORDER**

3      04-09-2015

Heard both sides.

The petitioner seeks bail in a case registered for the offences punishable under sections 406, 420/34 of the Indian Penal Code.

The petitioner is the driver of the truck. Consignment of 400 bags of flour was to be delivered to Sri Shyam Enterprises, Calcutta but the vehicle broke down in the way and the flour did not reach there. The owner of Shri Shyam Enterprises took out consignment of only 20 bags. The remaining bags he returned to the owner of the truck. The petitioner did not commit any breach of trust. Petitioner is in jail since 28.01.2015.

Considering the facts aforesaid, the petitioner

above named is directed to be enlarged 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 learned Sub-divisional Judicial Magistrate, Raxaul at Motihari in connection with Raxaul P.S. Case No. 310 of 2013.

**(Prabhat Kumar Jha, J)**

Amin/-

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