

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16045 of 2015

Arising Out of PS.Case No. -236 Year- 2014 Thana -MUFFASIL District- AURANGABAD

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Binda Saw @ Binod Shaw @ Binda Shaw S/o Bharat Saw resident of N.H.
2 Nirsha, Near S.B.I ATM, PS- Nirsha, District Dhanbad (Jharkhand)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Rakesh Singh

For the Opposite Party/s : Mr. Abhay Kumar-I (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 02-07-2015 Heard both sides.

The petitioner apprehends his arrest in a case under
Sections 414, 467, 468/34 of the Indian Penal Code.

A truck (bearing registration no. JH-1AE-4313)
loaded with coal was seized. It is alleged that the papers show that
the truck was carrying 19.980 Kg. of coal but on physical
weighing, the truck was found carrying 39,795 Kg. of coal and the
papers shown with regard to the payment of tax and carrying of
coal appeared to be forged. It is submitted that the petitioner is the
owner of the truck. A transporter, namely, Raghuvar Road Lines
had hired the truck of the petitioner and the driver was driving the
truck. A report was called for from the investigating officer as
well as the Superintendent of Police with regard to the
genuineness of the documents submitted by the truck driver but it

is reported that due to paucity of time, the investigating officer could not verify the genuineness of the documents.

Considering the facts aforesaid, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, 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 Chief Judicial Magistrate, Aurangabad in Aurangabad (M) P.S. Case No. 236/2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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