

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14729 of 2016

Arising Out of PS.Case No. -18 Year- 2016 Thana -BIHARIGANJ District- MADHEPURA

1. Bijendra Yadav Son of Late Shyamsundar Yadav @ Ramsundar Yadav
Resident of village - Kathoutiya, P.S. Bihariganj, District - Madhepura
..... Petitioner/s

Versus

1. The State of Bihar
..... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Singh

For the Opposite Party/s : Mr. Aditya Nr.Singh 1(App)

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER**

2 29-04-2016 Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Bihariganj Police Station Case No. 18 of 2016,
disclosing offence under Sections 434, 379, 120B/34 of the
Indian Penal Code.

The allegation, against the accused persons, is
of taking out earth from the land belonging to the State
Government.

Learned Counsel appearing on behalf of the
petitioner has submitted that the petitioner has been falsely
implicated, without any basis. He submits that the
petitioner has nothing to do with the land, in question.

Considering the nature of accusation and the

facts and circumstances of the present case, this application is allowed.

Let the petitioner, Bijendra Yadav, in the event of his arrest or surrender before the Court below within six weeks, 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 learned Sub Divisional Judicial Magistrate, Udakishunganj, in connection with Bihariganj Police Station Case No. 18 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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