

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15867 of 2016

Arising Out of PS.Case No. -31 Year- 2016 Thana -PANDAU District- MADHUBANI

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Lal Babu Yadav @ Lal Babu Son of Basdeo Yadav Resident of Village -
Batori, P.S. - Pandaul, District - Madhubani,

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-05-2016 A supplementary affidavit has been filed on behalf of the
petitioner, same may be taken on record.

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 427, 447, 504 and 379 of the Indian
Penal Code and 3 of the Prevention of Damage of Public
Properties Act, 1984.

Allegation against the petitioner is that by his order
someone was cutting earth from the Government tank, it was sold
and was being loaded on his tractor.

It is submitted on behalf of the petitioner that he has been
made accused due to mistake of fact. Petitioner is the owner of
the tractor in question. In support of his contention he has filed
the relevant papers regarding the ownership of the tractor.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R.

Considering the aforesaid facts and circumstances, let the
above named petitioner, in the event of his/her arrest or surrender
in the court below within a period of six weeks, be released on bail

on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani, in connection with Pandaul P.S. Case no. 31 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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