

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22886 of 2016

Arising Out of PS.Case No. -26 Year- 2016 Thana -NARDIGANJ District- NAWADA

1. Rajesh Kumar, son of Krishna Prasad, resident of village Mohanpur,
Police Station- Nalanda, District- Nalanda at Biharsharif.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar
For the Opposite Party/s : Mr. Abhay Kr. Roy(App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

3 13-07-2016 The certified copy of the First Information
Report of Nardiganj Police Station Case No. 26 of 2016 has
been filed on behalf of the petitioner, let the same be kept
on record.

Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Nardiganj Police Station Case No. 26 of 2016,
disclosing offences under Section 379 of the Indian Penal
Code and Section 40 of the Bihar Minor Minerals Concession
Rules, 1972 and Section 8 of the Bihar Minerals (Prevention
of Illegal Mining, Transportation and Storage) Rules, 2003.

Learned Counsel for the petitioner has



submitted that he is owner of the truck, bearing Registration No. BR 21G-1145. He has submitted that owners of 6 (six) trucks have been made accused in the present case and three of them have been granted the privilege of anticipatory bail by this Court, vide order dated 30.05.2016, passed in Criminal Misc. No. 23969 of 2016. He has brought before me the certified copy of the said order, dated 30.05.2016, for perusal.

Considering the above submission, this application is allowed.

Let the petitioner, Rajesh Kumar, 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, Nawada, in connection with Nardiganj Police Station Case No. 26 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.)