

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4679 of 2016

Arising Out of PS.Case No. -10 Year- 2015 Thana -KHAGARIA District- KHAGARIA

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1. BABAJEE YADAV @ BABJEE YADAV Son of Chhotelal Yadav
resident of village - Baluahi, Police Station Khagaria Muffasil, District -
Khagaria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Shanker Pankaj

For the Opposite Party/s : Mr. Ashraf Ansari(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 04-02-2016 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 384 and 427 of the
Indian Penal Code, sections 3 of Prevention of Damage to Public
Property Act and section 40 of Bihar Minor Mineral Concession
Rules, 1972.

The prosecution case is that the petitioner was getting
the soil cut from the land of parcha holder Mohan Paswan.

It is submitted by the learned counsel for the petitioner
that aforesaid Mohan Paswan is neither in possession of the land
in question nor he has lodged any complaint against the petitioner
and only on suspicion the petitioner has been roped in

the present case. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent

Considering the nature of accusation, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Khagaria in connection with Khagaria (Mufassil) P.S. Case No.10 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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