

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37816 of 2016

Arising Out of PS.Case No. -17 Year- 2016 Thana -BADHAILA District- SASARAM (ROHTAS)

Ramesh Kumar Singh, Son of Kamta Singh, Resident of Village-
Majhiyaon, PS Darihat District Rohtas at Sasaram.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : M/s. Jai Prakash Singh,
Arti Kumari, Advocates

For the State : Mr. Chandra Bhusan Prasad, A.P.P.

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 17-09-2016

I have heard learned counsel for the petitioner and the
State.

The petitioner apprehends his arrest in a case registered
for offences punishable under Section 379 of the Indian Penal
Code and Section 40 of the Mining Act.

Learned counsel for the petitioner submits that
ingredients of Section 379 of the I.P.C. are not made out and
provisions of Mining Act are bailable. It is contended that
petitioner was driver and has not in the trade of extracting and
transporting sand.

Having regard to the facts and circumstances of the
case, let the above named petitioner be released on bail in the

event of arrest/surrender before the court below within a period of six weeks from today in Baghaila P.S. Case No. 17 of 2016, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Sub-Judge-IX-cum-A.C.J.M., Sasaram, Rohtas subject to the conditions as laid down under sub-section(2) of Section 438 of the Code of Criminal Procedure.

(Dr. Ravi Ranjan, J)

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