

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55269 of 2016

Arising Out of PS.Case No. -189 Year- 2016 Thana -HASPURA District- AURANGABAD

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Shabu, son of Haji Muradi @ Muradi (Owner of Truck No. UP- 17T-0441),
resident of Village- Barnawa, Post Office- Barnawa, Police Station- Binauli,
District- Baghpat, State- Uttar Pradesh.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Adv.

For the Opposite Party/s : Mr. Ashok Kumar Singh 1, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 22-12-2016 Heard both sides.

The petitioner apprehends his arrest in Haspura P.S.
Case No. 189/2016, registered for the offences punishable under
Sections 429, 295(A) and 34 of the Indian Penal Code and Section
and Section 4, 4(2) Bihar Prevention of Improvement of Animal
Act, Section 38(3) Prevention of Cruelty to Animal Act, Section
43(1)(2)(3), 48, 49(1) (2) of Transportation of Cattle Act.

Petitioner is the owner of the truck bearing registration
no. UP17T-0441 in which the driver was found carrying beef and
flesh.

Learned counsel for the petitioner submits that 300 bags
of Potato seeds were boarded on the truck and the truck was to
reach Banaras from Meerut. After unloading the Potato seeds, the



driver of the truck, without the consent of the petitioner, loaded beef and flesh on the truck, for that petitioner could not be held responsible. Similarly situated co-accused have been granted anticipatory bail vide order passed in Cr. Misc. 51834/2016. Juman Quraishi the driver of the truck has already been granted regular bail.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Daudnagar in connection with Haspura P.S. Case No. 189/2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Jha, J.)

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