

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14048 of 2017

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

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Dilshad Quraishi @ Dilshad (Driver of Truck No. UP- 17T- 0441) S/o
Khaleel Kuraishi 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. Ahmad Ali, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 24-05-2017 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
sections 4, 4(2) of Bihar Prevention of Improvement of Animal
Act, section 38(3) of Prevention of Cruelty to Animal Act and
sections 43(1)(2)(3), 48, 49(1)(2) of Transportation of Cattle Act.

The informant got information that some persons
were carrying animal flesh on truck bearing registration no. UP-
17T-0441 and a pick-up van bearing no. BR-02AA-0434. On such
raid was conducted and the vehicle was seized.

Learned counsel for the petitioner submits that the



petitioner is the driver of the vehicle. He was simply driving the vehicle on the order of owner of the vehicle. Similarly situated co-accused persons have already been enlarged on anticipatory bail vide order passed in Cr. Misc. 51834/2016 and one co-accused granted regular bail vide order passed in Cr. Misc. 51494/2016, but it appears that the persons who have been granted anticipatory bail were suspected to have been loaded Beef and animal flesh on the truck, but it was the petitioner who was driving the vehicle and he fled away after seeing the police.

Considering the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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