

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28336 of 2017

Arising Out of PS.Case No. -255 Year- 2016 Thana -KHARAGPUR District- MUNGER

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Pappu Yadav @ Abhishek, son of Naresh Prasad Yadav, resident of
Village- Goddi Mandir Tola, P.S.- Kajrail, District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar Agrawal

For the Opposite Party/s : Mr. Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-07-2017 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Kharagpur P.S. Case No. 255 of 2016 for the offences
instituted under Sections 379, 420, 411/34 of the Indian Penal
Code and Section 4/40 B.M.M.C. Rules, 1972.

The allegation against the petitioner is of selling sand
after making forged challan.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner has been made accused due to mistake of fact. The
petitioner is not the owner of the tractor in question as disclosed



by the driver of the tractor. The tractor in question has already been released in favour of the owner Soni Kumari.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Kharagpur P.S. Case No. 255 of 2016 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IV, Munger, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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