

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29122 of 2017

Arising Out of PS.Case No. -27 Year- 2016 Thana -AGAMKUAN District- PATNA

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1. Binod @ Binod Yadav Son of late Rameshwar Yadav Resident of
Didarganj, P.S. Didarganj, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Sharma

For the Opposite Party/s : Mr. Sri Rajkishore Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

4 31-10-2017 Heard both sides.

The petitioner apprehends his arrest in Agamkuan
P.S. Case No. 27 of 2016 registered for the offences punishable
under Sections 406 and 34 of the Indian Penal Code.

The informant alleged that he hired a truck from New
Vandana Roadways on 24.12.2015 and loaded scrap papers for
transportation to Muzaffarnagar, but the truck bearing Registration
No. HR-38Q/4255 did not reach the destination. The informant
informed the owner of the truck and the transport company took
sometime to locate the truck, but the truck is still traceless with the
scrap papers.

Learned counsel for the petitioner submits that the
petitioner is the owner of the transport company. The petitioner



filed informatory petition before the Additional Chief Judicial Magistrate, Patna City on 11.01.2016. The petitioner was not aware of missing of truck, but from the allegation, itself, it appears that the informant had hired the truck of the petitioner to transport the consignment to its destination, but the consignment was not delivered to its destination at Muzaffarnagar. It appears that the petitioner along with the driver of the truck misappropriated the entire consignment of the informant.

Considering the facts aforesaid, 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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